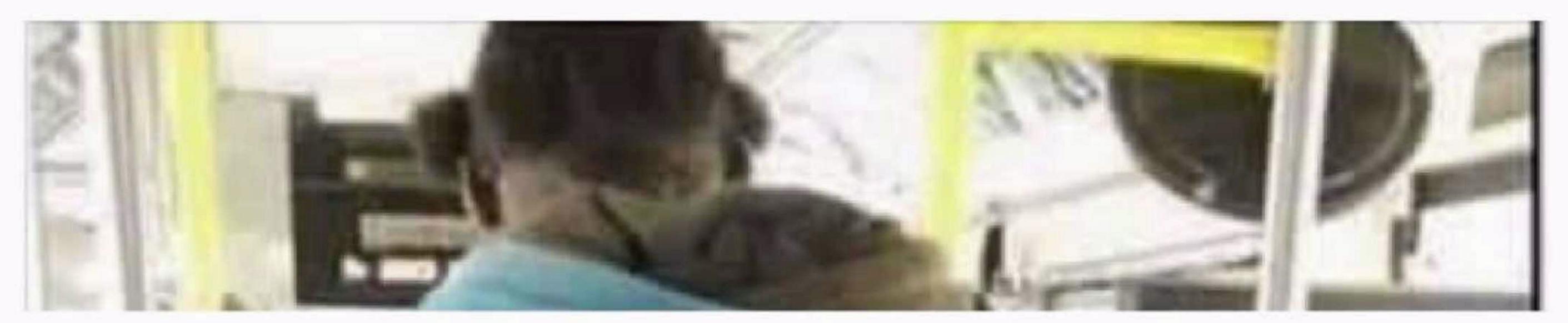
HOME ABOUT DATABASE DONATE



Anthony Acquaviva shared Political Correctness Gone Wild's photo.

February 24, 2016 - 🚱

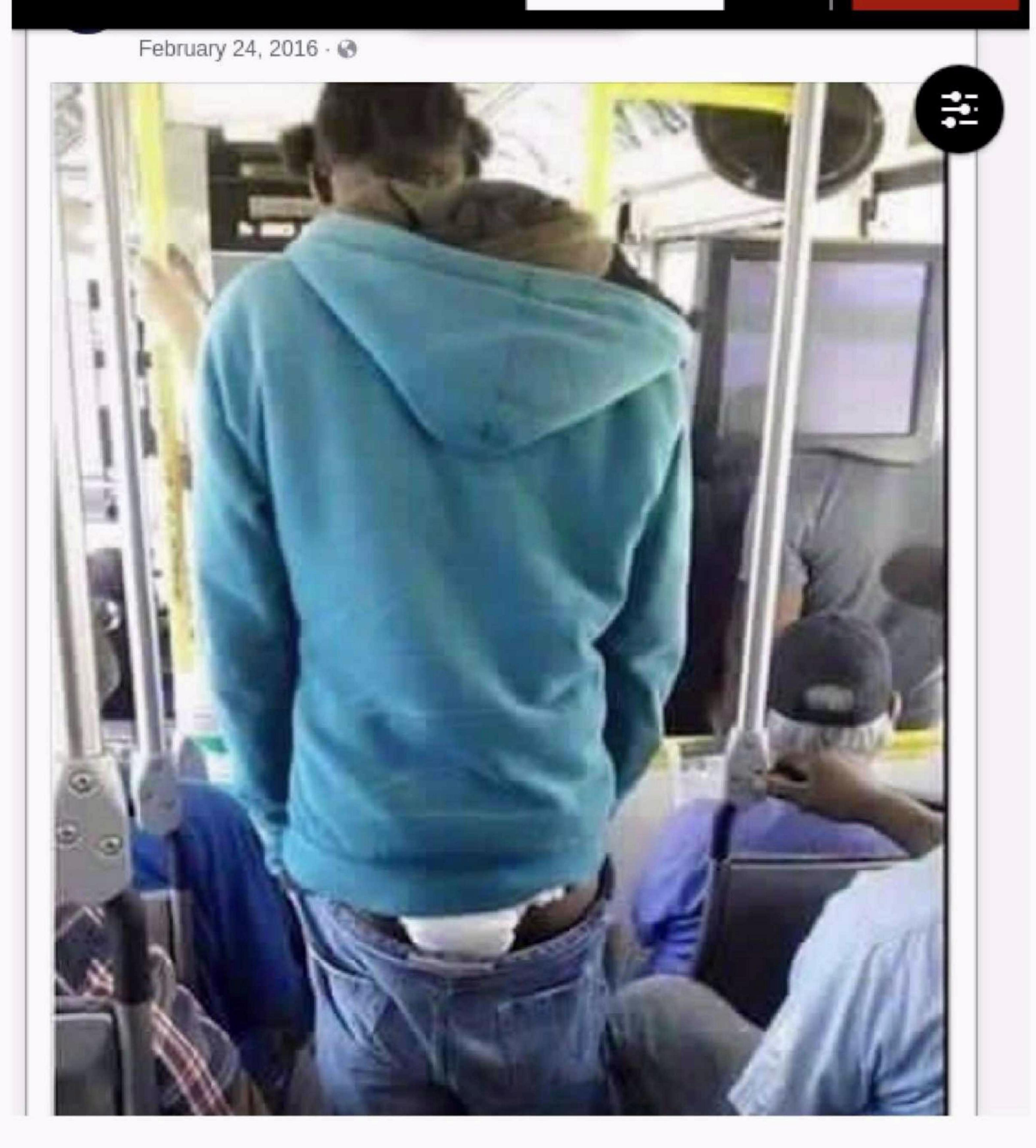


Document title: Plain View Project

Capture URL: https://www.plainviewproject.org/data?city=philadelphia&name=Acquaviva

Capture timestamp (UTC): Sat, 08 Jun 2019 14:41:32 GMT

HOME ABOUT DATABASE DONATE



Document title: Plain View Project

Capture URL: https://www.plainviewproject.org/data?city=philadelphia&name=Acquaviva

Capture timestamp (UTC): Sat, 08 Jun 2019 14:41:32 GMT

JA-504



Document title: Plain View Project

Capture URL: https://www.plainviewproject.org/data?city=philadelphia&name=Acquaviva

Capture timestamp (UTC): Sat, 08 Jun 2019 14:41:32 GMT

JA-505

INTERNAL INVESTIGATION

IAD #19-1077.81

Sgt. Gregory Morace #322

REVIEWED AND APPROVED BY:

C.O., I.A.D.

DATE: __

C.I., O.P.R.

DATE: 12 AUGUST 19

INDEX

- A. MEMORANDUM TO THE POLICE COMMISSIONER
- **B. COMPLAINT AGAINST POLICE FORMS**

White Paper

IAD# 19-1077

C. INTERVIEWS

P/O Kristine Amato #6900, Payroll #

9th District, 5 Squad

D. DOCUMENTS

Facebook comments and/or posts

33 pages

Plain View Project Database Post Data Screenshot 2 pages

2 pages2 pages

Internet Search Results (screenshots) Notice of Removal from Street Duty

Reclamation of On-Duty Service Weapon

MEMORANDUM

POLICE CITY OF PHILADELPHIA DATE: 06-20-19

TO

: Police Commissioner

FROM

: Commanding Officer, Internal Affairs Division

SUBJECT

: INTERNAL INVESTIGATION- IAD CASE # 19-1077.81

ALLEGATION

On Tuesday, 06-04-19, a confidential Internal Investigation was created as a result of information reported on www.theplainviewproject.org and www.injusticewatch.org websites, in reference to social media posts made by current and former members of the Philadelphia Police Department. IAD #19-1077.81 was issued.

A check of the department database indicated that:

P/O Kristine Amato #6900, Payroll District, was appointed to the Philadelphia Police Department on 01-08-90, and assigned to the 9th District on 06-09-14.

On 06-10-19, Sgt. Gregory Morace #322, Internal Affairs Division, was assigned this investigation.

INVESTIGATIVE ANALYSIS

Upon review of the posts and/or comments provided in the Plain View Project database, it was alleged that P/O Amato was using a Facebook account with the user name of "Yo Stuff". The Facebook account with the user name "Yo Stuff" contained nineteen (19) total posts/comments that were contained on the website.

P/O Kristine Amato #6900, Payroll # 9th District, was interviewed at Internal Affairs Headquarters on 06-13-19 and related the following in summary:

P/O Amato was shown and reviewed a package of thirty three (33) pages containing nineteen (19) posts/comments made under the Facebook user name "Yo Stuff". P/O Amato stated that the Facebook account with user name "Yo Stuff" was her account. P/O Amato stated that she made the nineteen (19) posts/comments that she reviewed.

P/O Amato stated she does not have other Facebook accounts, but has used the user name "Kristine Amato" for this Facebook account in the past. P/O Amato also stated she does not recall making any of the posts/comments while on duty, and has never noticed a Facebook post/comment attributed to her that she did not author. When asked if she has any other social media accounts, P/O Amato stated that she has an Instagram account under the user name "Hammerlicious" but she has not used the account in years.

Departmental records confirm that P/O Amato was previously disciplined for violations of the social media policy on one occasion.

On 11-07-17, an investigation alleging violations of the social media policy by P/O Amato was initiated under IAD #17-0566. The investigation involved Facebook posts made by P/O Amato on 11-03-17. None of the Facebook posts/comments attributed to P/O Amato on the Plain View Project database were included in this previous investigation, which resulted in P/O Amato receiving a one day suspension and is documented under PBI #18-0068 (01-18-18.)

The Plain View Project database attributed nineteen (19) posts and/or comments to P/O Amato. Of the nineteen (19) posts/comments contained in the database, the assigned determined seventeen (17) of the posts/comments made by P/O Amato occurred before she was disciplined for violations of the social media policy under PBI #18-0068.

Two (2) of the posts/comments contained in the database occurred after P/O Amato was disciplined for violations of the social media policy under PBI #18-0068 (01-18-18.) Those two (2) posts/comments were published on or after 06-06-18. The two (2) posts/comments made by P/O Amato were comments on video from local news reports shared by another individual. The assigned conducted an internet search for the news reports. The first news report was found on www.youtube.com. It was originally posted on 6abc.com on 06-06-18 and references a well know incident that occurred on 05-28-18. The comment made by P/O Amato on this news report is on page one of the documents section. The second news report, found on www.philadelphia.cbslocal.com, was originally posted on 07-03-18. The comment made by P/O Amato on this news report is on page four of the documents section.

Some of the Facebook posts/comments identified by the Plain View Project and attributed to P/O Amato violated the Philadelphia Police Department's Social Media Policy in that they contained posts/comments that expressed discriminating or harassing behavior based on race, color, gender, religion, national origin, age, ancestry, sexual orientation, disability, or gender identity, or other content or communications that would not be acceptable in a City workplace under City or agency policy or practice.

The Facebook posts/comments contained in the Plain View Project database attributed to P/O Amato, screenshots of the Plain View Project database post data page, and screenshots captured from the internet search for the news reports are included in the documents section of this report.

SUBMITTED BY:

Gregory Morace

Sergeant #322

Internal Affairs Division

REVIEWED AND APPROVED BY:

Daniel Angelucci

Captain

#4

Internal Affairs Division

CONCLUSION

During the course of the investigation it was determined that a **Departmental Violation - PPD Directive**Violation - 6.10 was **SUSTAINED** against P/O Kristine Amato #6900, Payroll #

P/O Amato stated the Facebook account listed under "Yo Stuff" is her Facebook account. P/O Amato added that she made the Facebook comments and/or posts, however, she did not recall whether she was on or offduty when they were made. P/O Amato's posts/comments violated Directive 6.10.

Philadelphia Police Department Directive 6.10 states "It is the policy of the Philadelphia Police Department that all existing laws, rules, regulations, and directives that govern on- and off-duty conduct are applicable to conduct associated with social media and networking." It further states, "Employees are prohibited from using ethnic slurs, profanity, personal insults; material that is harassing, defamatory, fraudulent, or discriminatory, or other content or communications that would not be acceptable in a City workplace under City or agency policy or practice."

During the course of the investigation, it was <u>SUSTAINED</u> that **P/O Kristine Amato #6900**, **Payroll** engaged in a Course of Conduct that indicates she has little or no regard for her responsibility as a member of the Philadelphia Police Department.

P/O Amato has previously been disciplined for violating the social media policy. Though P/O Amato was previously disciplined and counseled in regard to her behavior on social media, she consciously chose to continue to engage in this course of conduct.

A copy of this investigation will be forwarded to the Commanding Officer, Police Board of Inquiry, for action.

Deborah R. Francis

Staff Inspector

Internal Affairs Division

Internal Investigation

I.A.D. #19-1077 DATE PREPARED 6-4-19

Confidential Investigation as a result of information reported on www.plainviewproject.org and www.injusticewatch.org websites, in reference to social media posts made by current and former members of the Philadelphia Police Department.

| Commanding Officer Internal Affairs Division | |
|--|---------|
| To any for the second s | |
| JUN Å Ѽ 2019 □Action and Reply | 1 |
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| Local Me Sic Malu | . 1. i |





STATEMENT OF:

P/O Kristine Amato #6900, Payroll

9th District, 5 Squad

Appointed 01-08-90, Assigned 06-09-14

DATE AND TIME:

06-13-19, 10:50 AM

PLACE:

Philadelphia Police Department

Internal Affairs Division

7790 Dungan Rd.

IN PRESENCE OF:

Scott Bradley, FOP

Danielle Nitti, Esq.

CONCERNING:

I.A.D. Investigation #19-1077.81

INTERVIEWED BY:

Sgt. Gregory Morace #322

RECORDED BY:

Sgt. Gregory Morace #322

I am Sgt. Gregory Morace #322, Internal Affairs, and I will be taking your statement. You are being interviewed in reference to information contained in the Plain View Project database. You have been identified as having posts and/or comments that were contained on the website.

- Q. Did you have at least 72 hours notice of this interview, so that you had the opportunity to contact an attorney or representative from the Fraternal Order of Police (FOP)?
- A. Yes.
- Q. Are you represented by counsel or the FOP?
- A. Yes.
- Q. Have you had the opportunity to consult with your attorney or representative?
- A. Yes.
- Q. Are you ready to begin?
- A. Yes.

You are reminded that failure to cooperate in a Departmental investigation is punishable by ten (10) days suspension to dismissal under Article 1- §008-10 of the Disciplinary Code.

You are reminded that lying or attempting to deceive regarding a material fact during the course of any Departmental investigation is punishable by ten (10) days to dismissal under Article 1-§009-10 of the Disciplinary Code.

P/O Kristine Amato #6900





Q. Do you understand?

A. Yes.

Q. Are you willing to cooperate?

A. Yes.

Q. I am showing you a package of thirty three (33) pages containing nineteen (19) Facebook posts and/or comments posted under the Facebook profile "Yo Stuff". Please examine each page and Facebook post/comment. Initial each page to indicate that you have reviewed the posts and/or comments on that page.

Q. Have you reviewed each page of the package I just gave to you?

A. Yes.

 $Q_{j_{\overline{z}}}$ Is.the Facebook profile under "Yo Stuff" your Facebook account?

A. Yes.

Q. Did you post the nineteen (19) Facebook posts/comments made under your Facebook profile in the package I just showed you?

A. Yes.

Q. Were you on duty at the time you made any of the Facebook posts/comments you just reviewed?

A. I don't recall, but I don't think so.

Q. Are there any other Facebook profiles that you post under using a different name? A. Yes, my name Kristine Amato was a screen name on the same Facebook account.

Q. Do you have a separate Facebook account with the screen name "Kristine Amato"? A. No.

Q. Have you ever noticed a Facebook post and/or comment attributed to you that you did not make?

A. No.

Q. Do you have any other social media accounts, both presently or in the past?

A. I have Instagram, but I don't use it. I think I haven't used it in years.

Q. Do you know the screen names on your Instagram account?

A. I think it's "Hammerlicious."

Q. Is there anything else you would like to add at this time?

A. No.

P/O Kristine Amato #6900/

Date

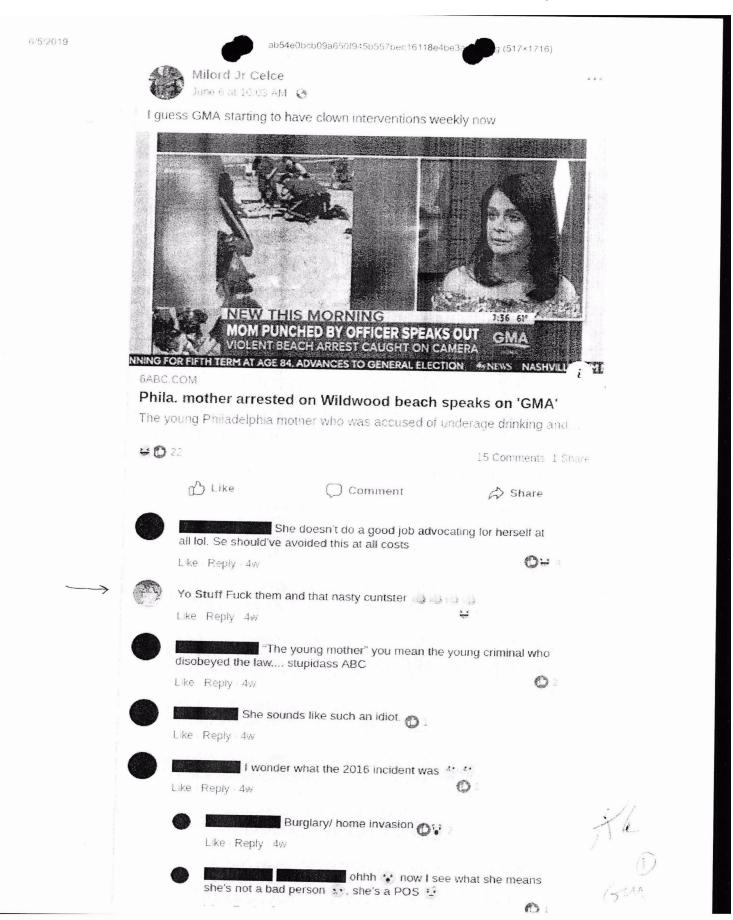
This is an ongoing investigation being conducted by Internal Affairs. By orders of the Commanding Officer of Internal Affairs you are instructed not to speak to anyone other than your attorney or an FOP Representative about this investigation.

STATEMENT CONCLUDED: 11:10 AM

| I HAVE READ THE | FOREGOING STATEMENT CONSISTING OF THREE (3 |
|-------------------|--|
| PAGE(S) AND IT IS | TRUE AND CORRECT TO THE BEST OF MY |
| KNOWLEDGE. | t the best of MI |
| | 4 |
| SIGNATURE:// | Time Amala. |
| 1.1 | |
| PRINT NAME: | KISTING AMORTO |
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| DATE & TIME: | (0-13-19 @ 1/05 pm |

P/O Kristine Amato #6900 profession from the Date 6-13-19

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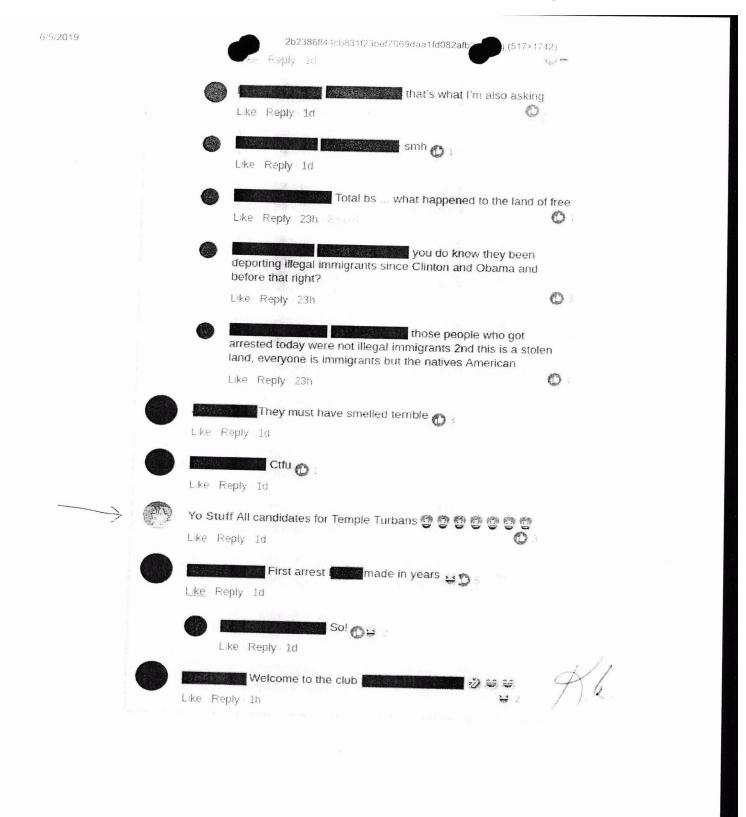


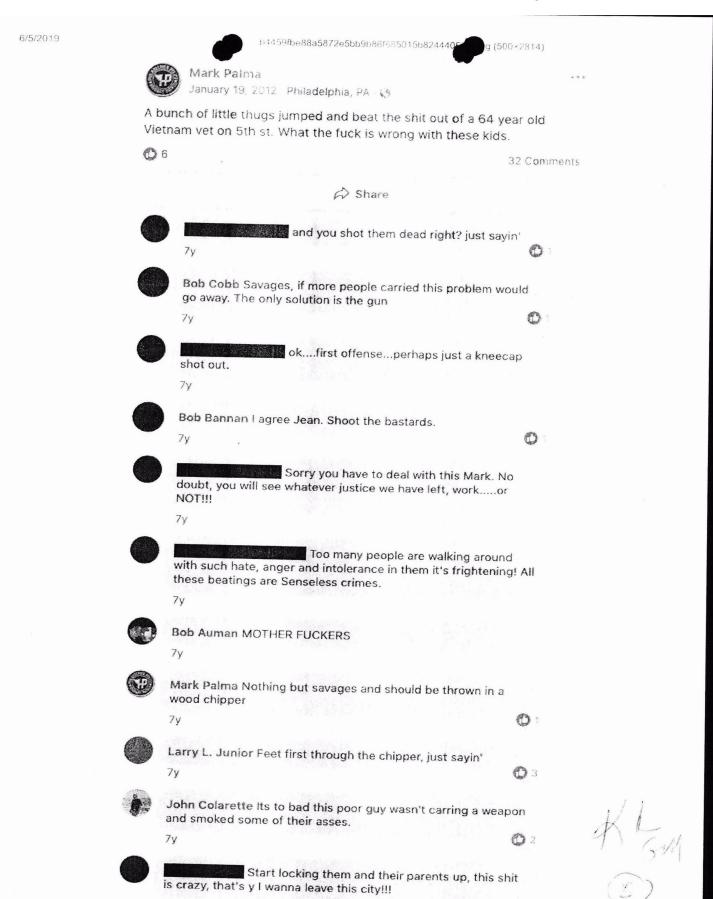


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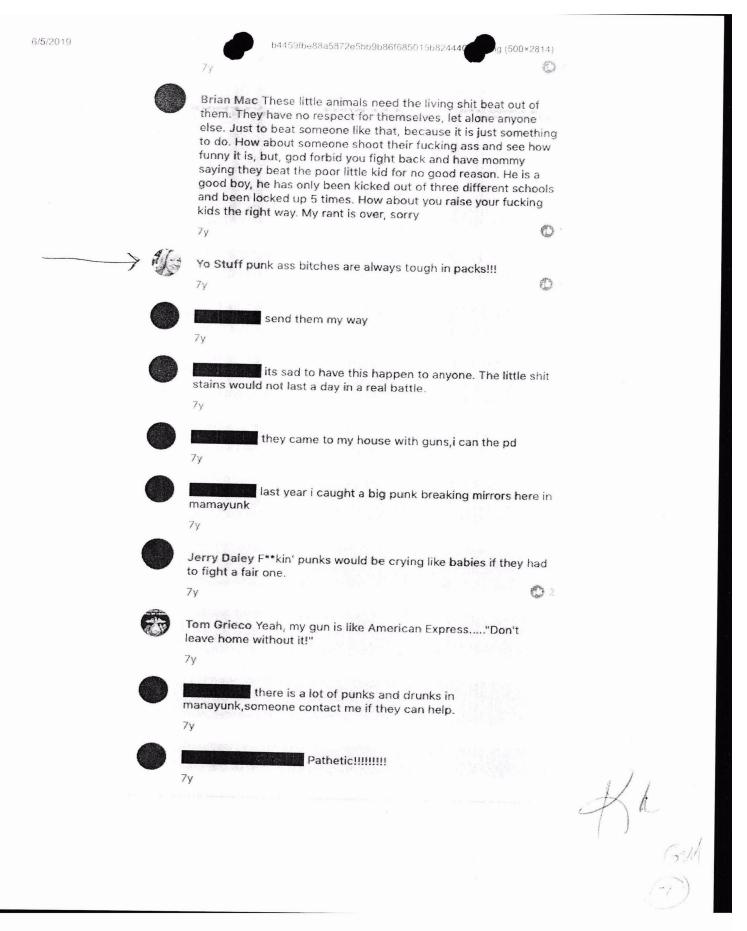


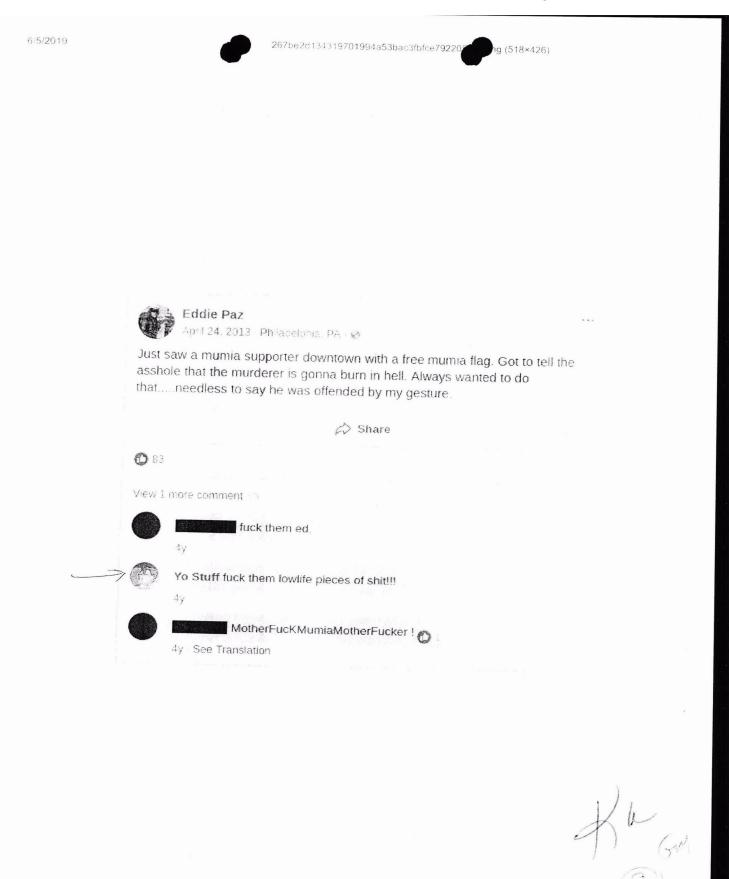
Case 2:21-cv-03209-WB Document 64-5 Filed 08/12/24 Page 16 of 86

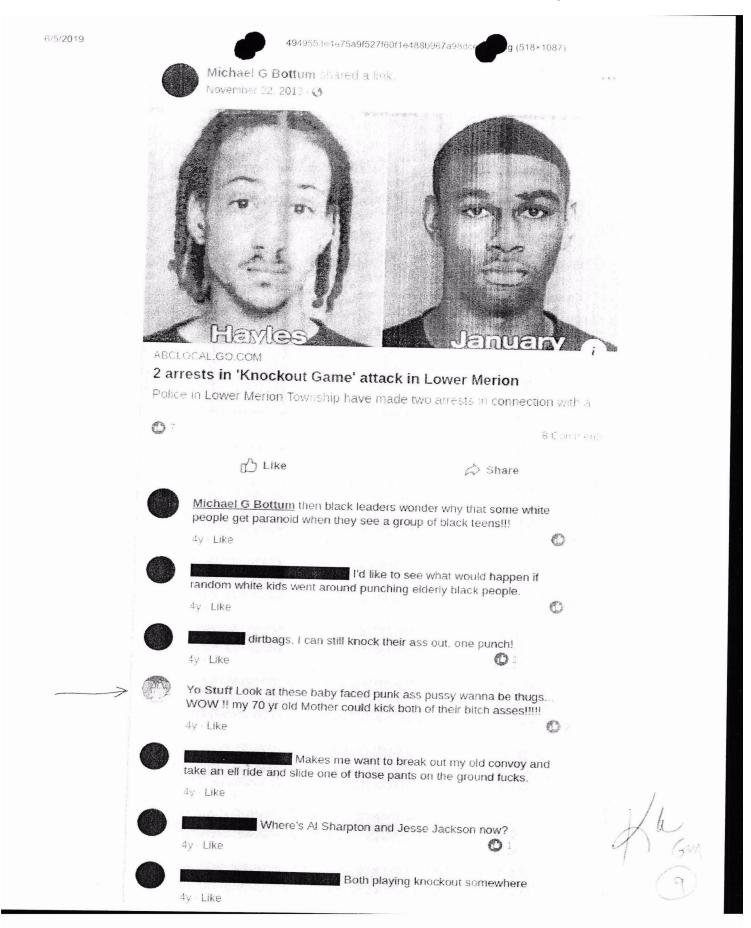




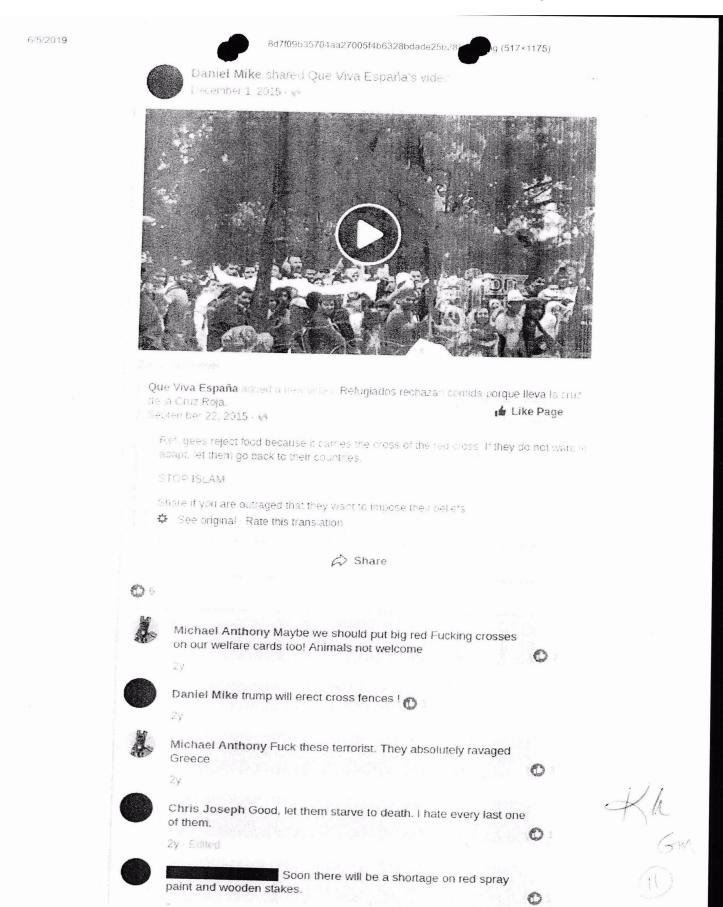
6/5/2019 b4459fbe88a5872e5bb9b86f685015b824440 q (500×2814) Mark, there are other ways, with ur way, some honest, lawabiding, hatdworking person would have to clean the wood chipper. How bout we just drop them all in big vats of acid, they completely dissolve. Every once in a while u filter the acid, and re use it, its even Eco-friendly..... Then one of them get shot by someone who is not taking this crap then mom is on tv crying my boy was a good boy waaaaaaaaa waaaaaaaa give me a f'in break parents where r u. Why dont u know where your kids lock the parents up too!!!! 7y Tom Grieco Exactly, Lorna.....I got robbed during an undercover operation by two kids who turned out to not bet drug dealers but saw an opportunity so they punched me, took my money and threw me on the ground. I chased them and caught up to the first one who pretended he had a gun so I pulled mine but instead of shooting him I punched him....now I'm being sued for breaking his nose. Gotta love this country. 7 y Tom Grieco BTW...I retired 5 years ago...this happened 7+ years ago and still being sued. Wow something is wrong with this generation i feel for u tom, thats some bull. Why r these kids so voilent how would they feel if someone beat the crap put of their parents or grandparents would they b laughing then!! Guess what, they will all get a slap in the wrist. 7y Mark Palma Ya 7y Billy Phillips I wish it was me I'd bust a cap in their ass quicker than shit !!!! Mark Palma Bill I don't leave home without a gun Billy Phillips For a while after I retired I didn't carry, but now I don't go anywhere without one!







6/5/2019 4949553e4e75a9f527f60f1e488b967a98dca They live in lower merinion, over privileged punk ass wanna be thugs. They probably jumped in their Saab and got a latte 4v Like

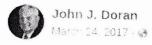


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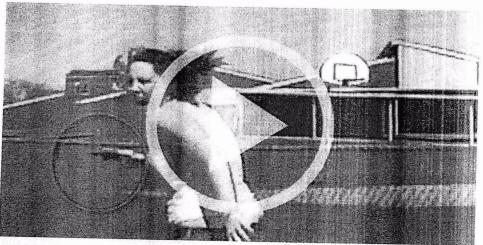








Good Job Tulsa PD



BLUELIVESMATTER.BLUE

VIDEO: Tulsa Officer Uses Car To Run Down Armed Suspect
Tulsa, OK - Tulsa Police Department has released dashcam video (below) of...

13 Like

Comment Comment

⇔ Share

0

O: 10





Yo Stuff Awesome.. hopefully the wheels went over her scumbag ass

Like Reply 1y

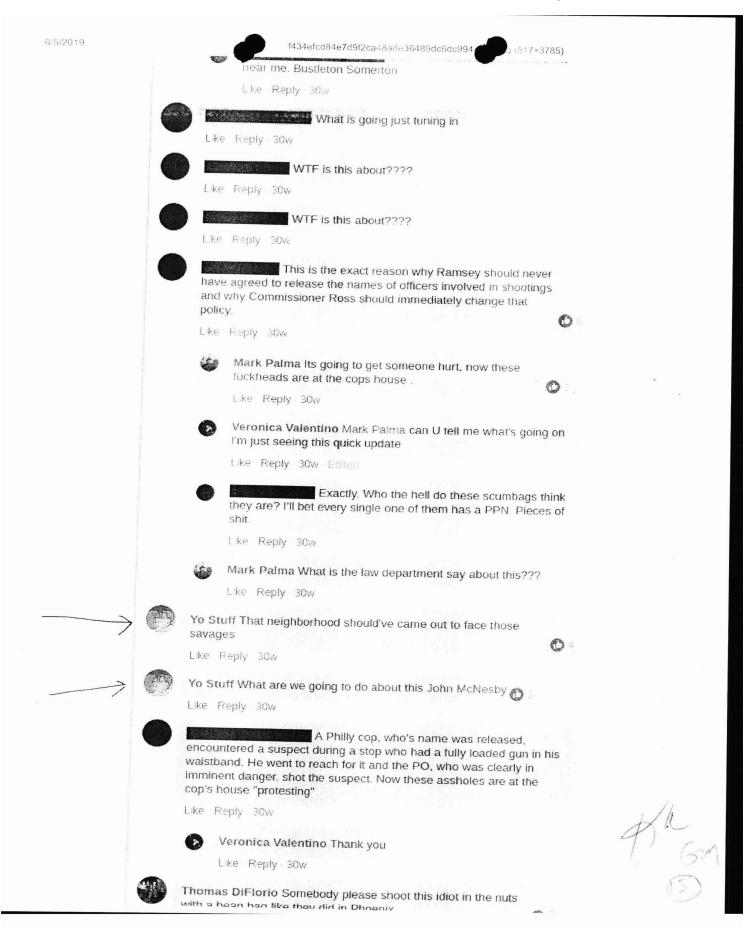


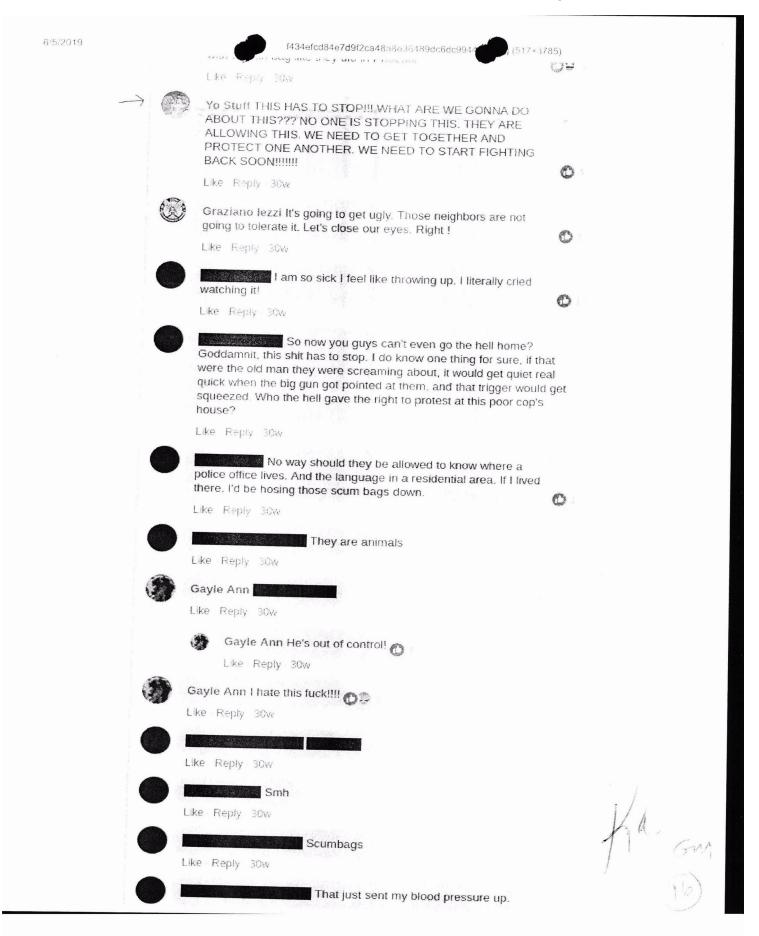
OH MAN... I SEE THE LIBERALS CRYING THAT WAS TO MUCH FORCE...HE SHOULD HAVE NOT RUN HER OVER.. GOOD HOPE BOTH FRONT AND REAR TIRES SQUASH HER HEAD...

Like Reply 1y

H/6m



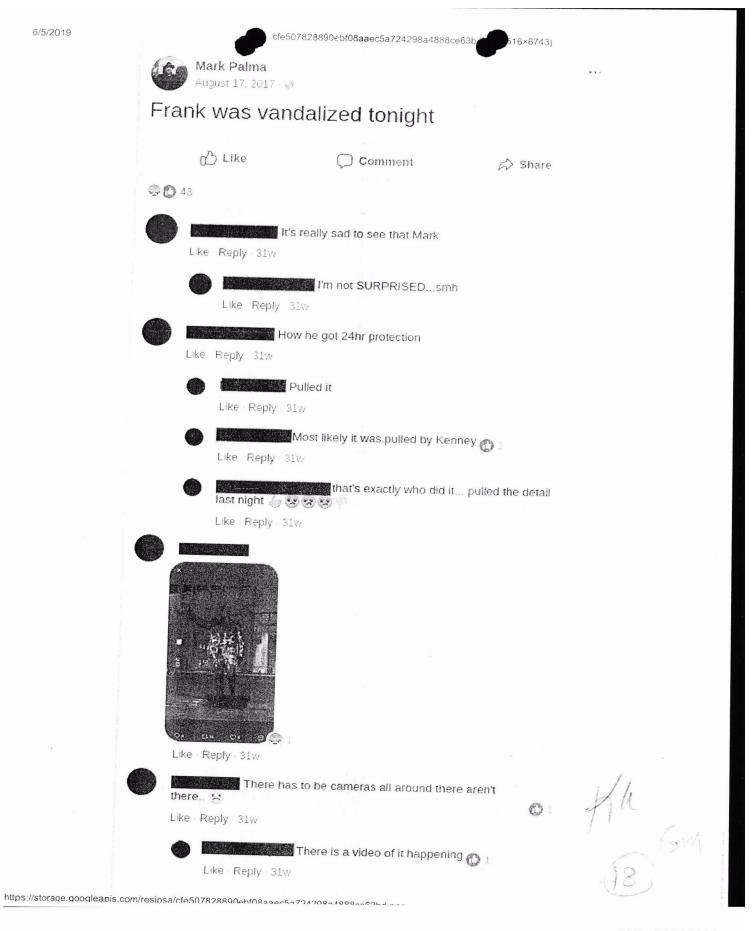


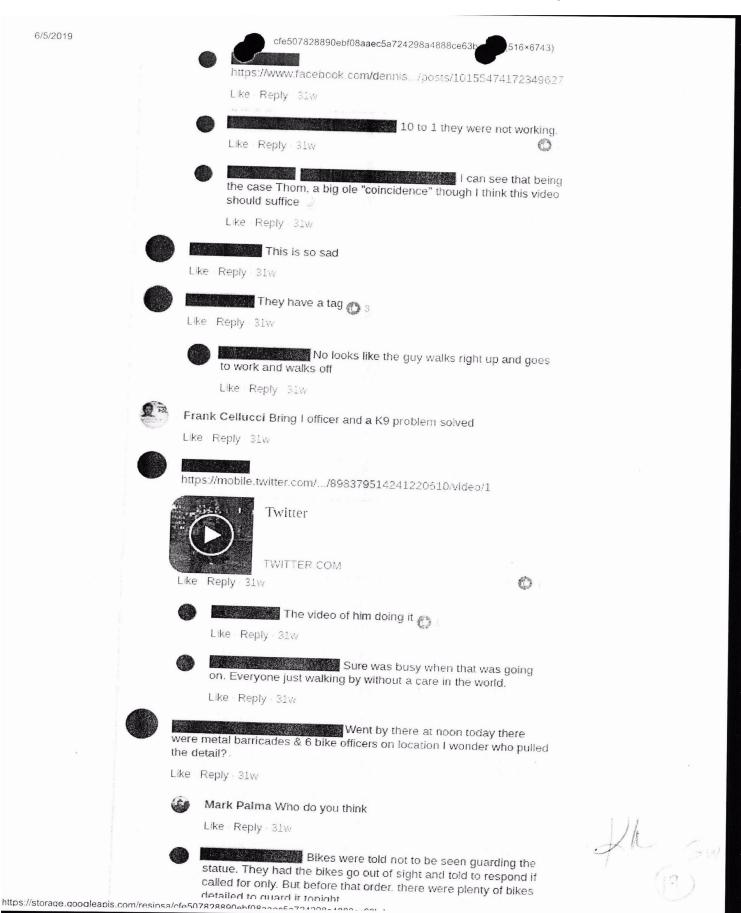


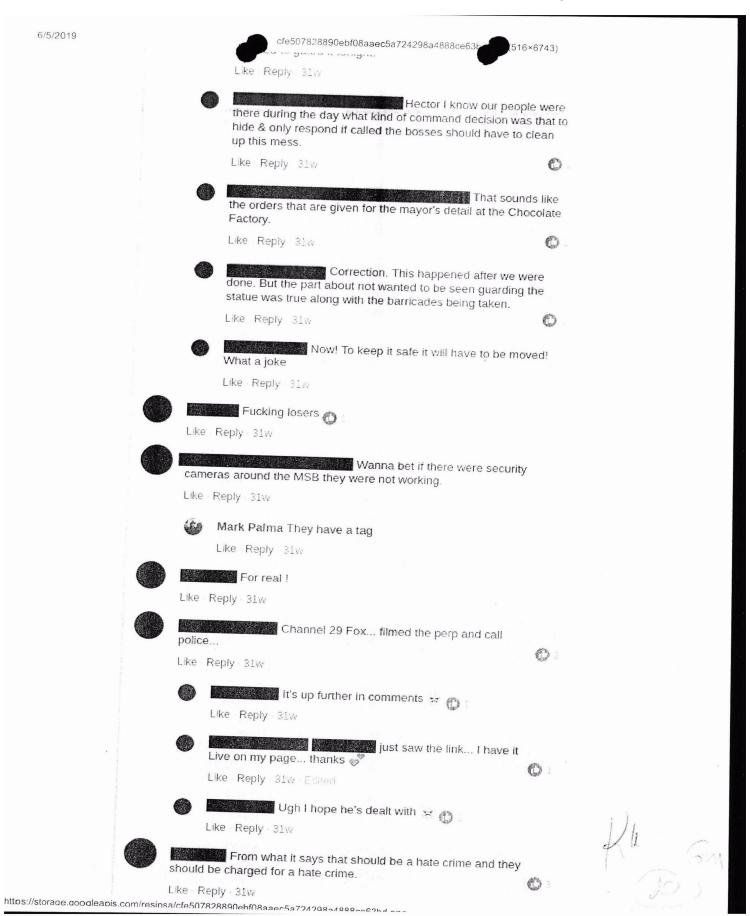


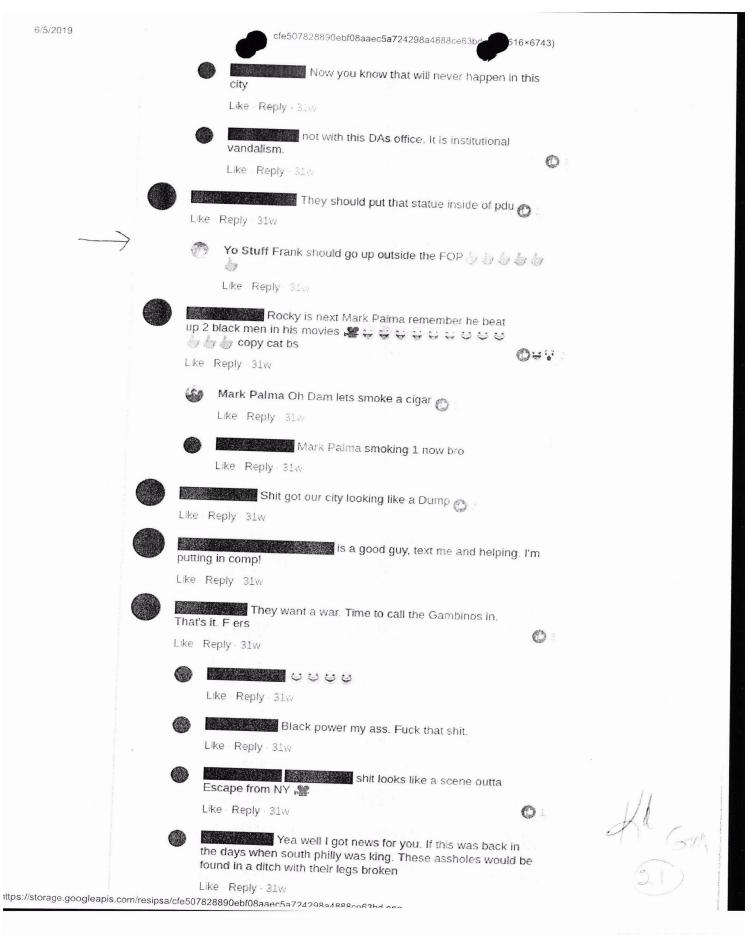
Like Reply 30w

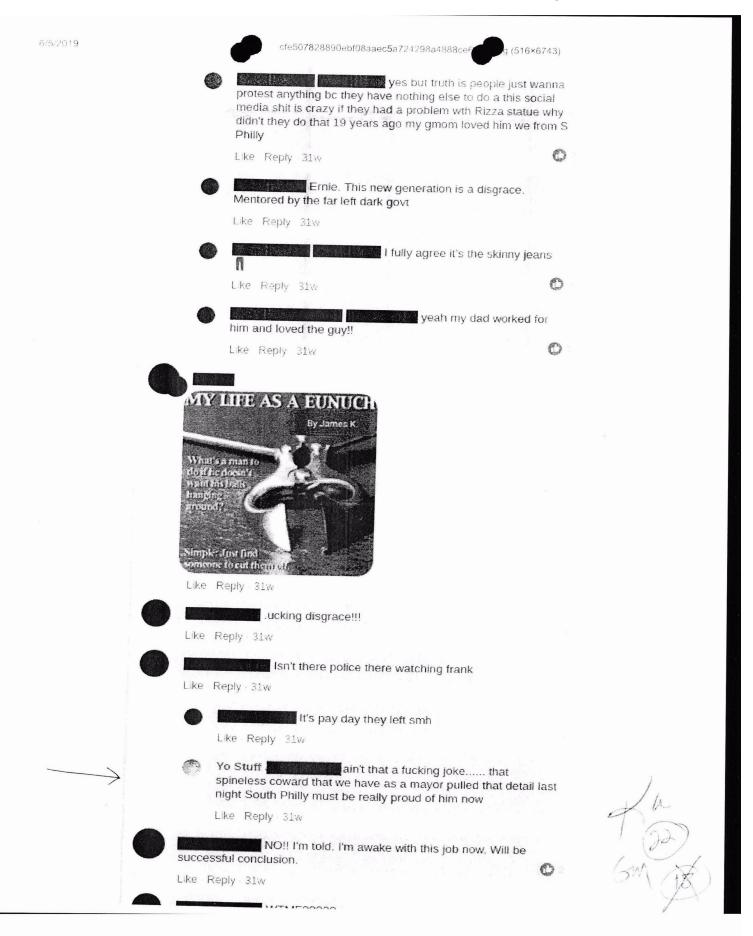
HA GM

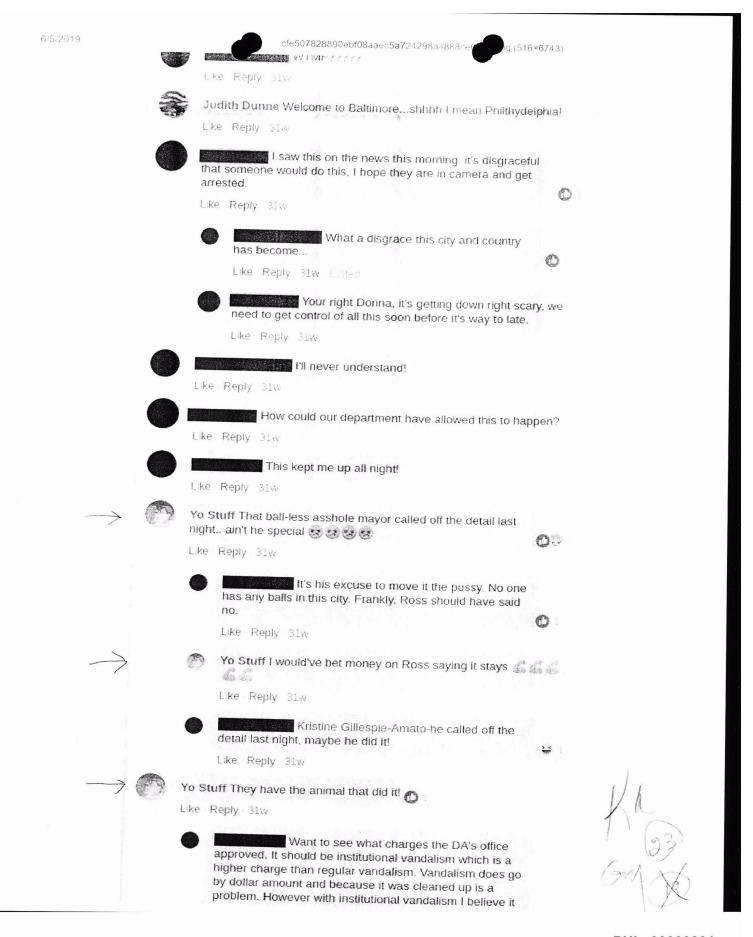


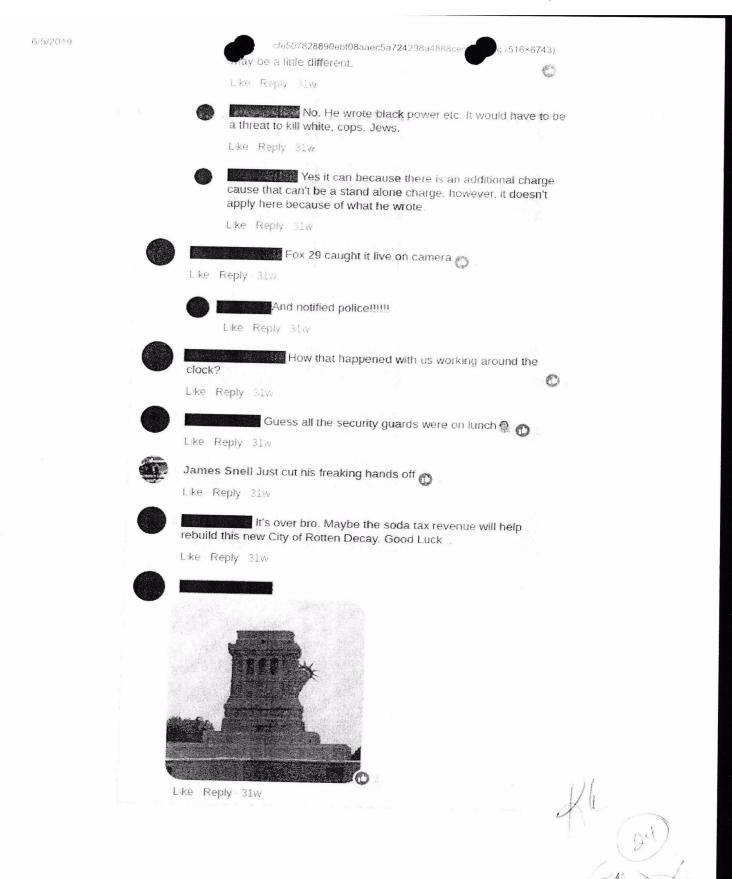




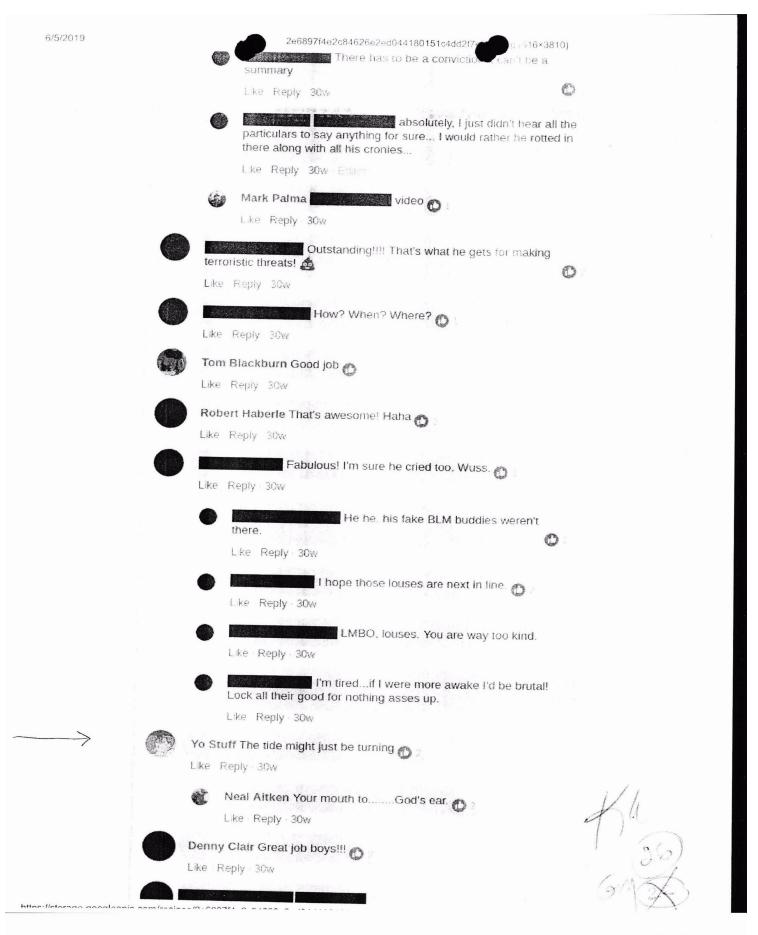




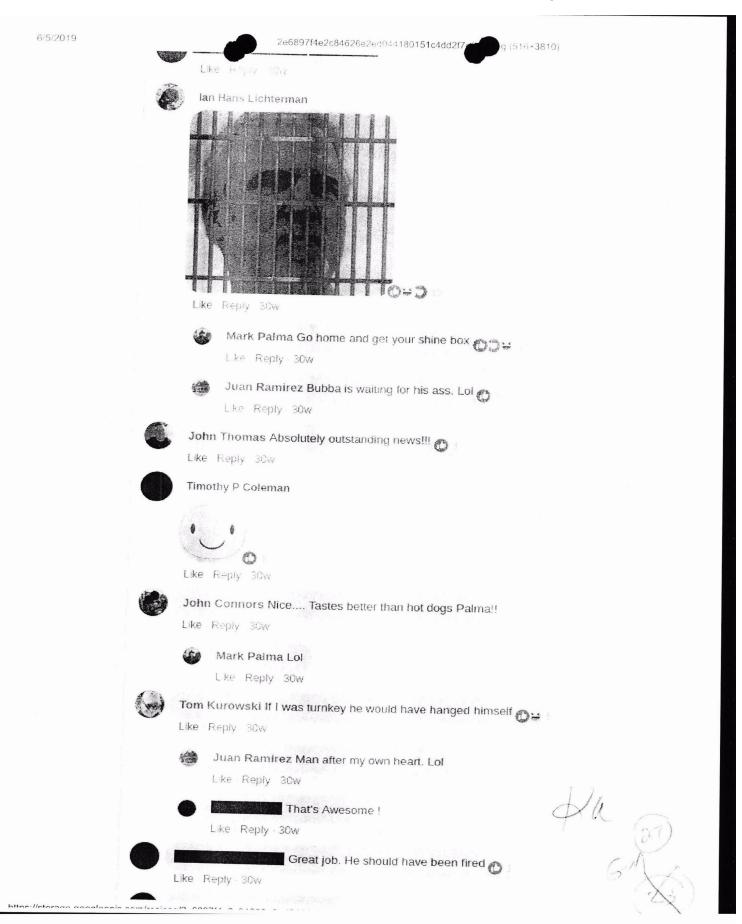


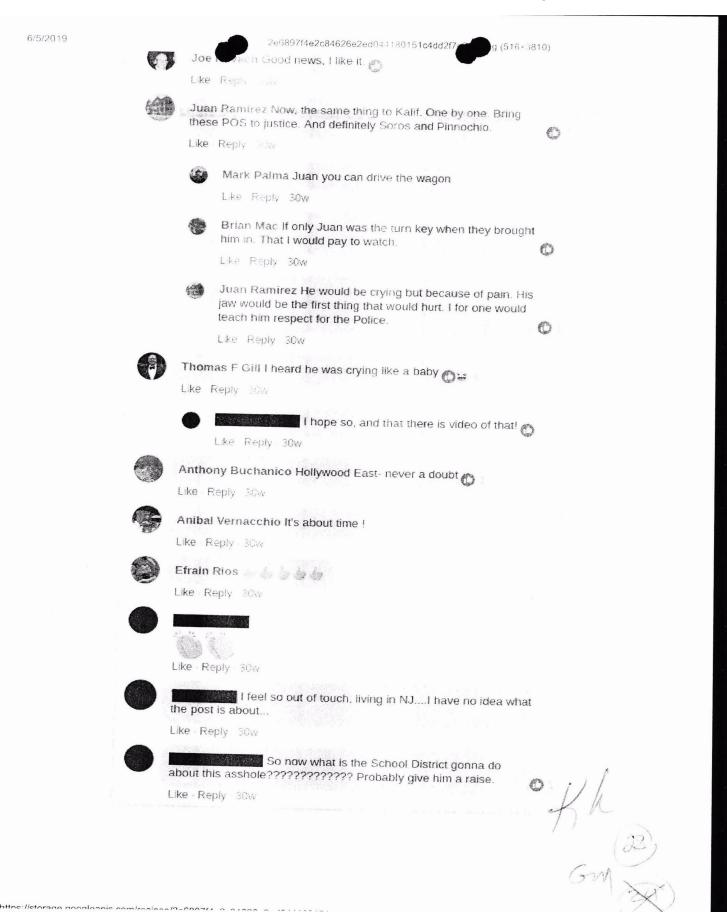


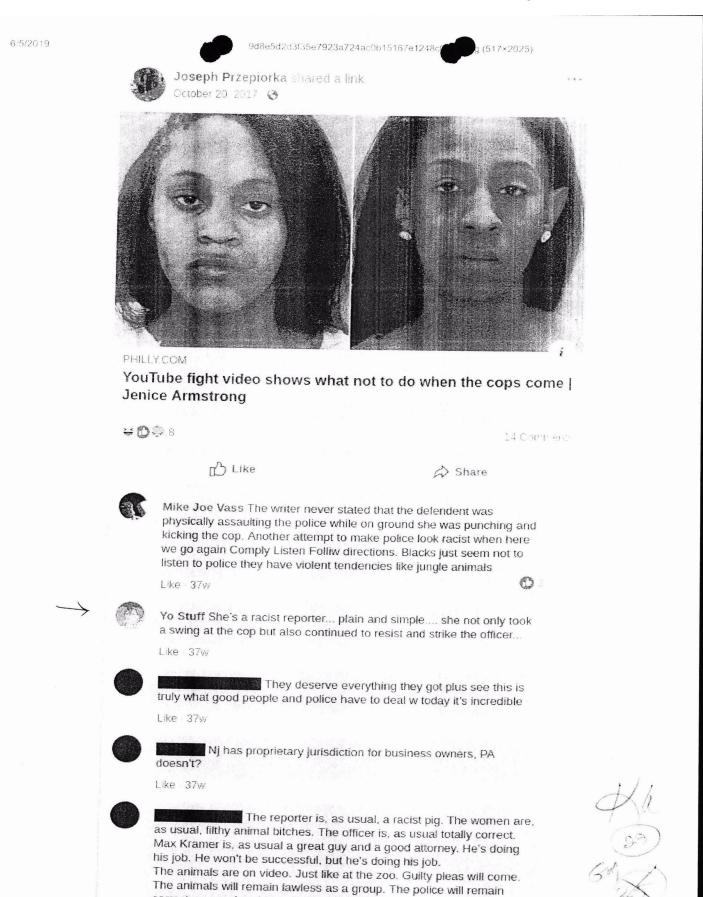




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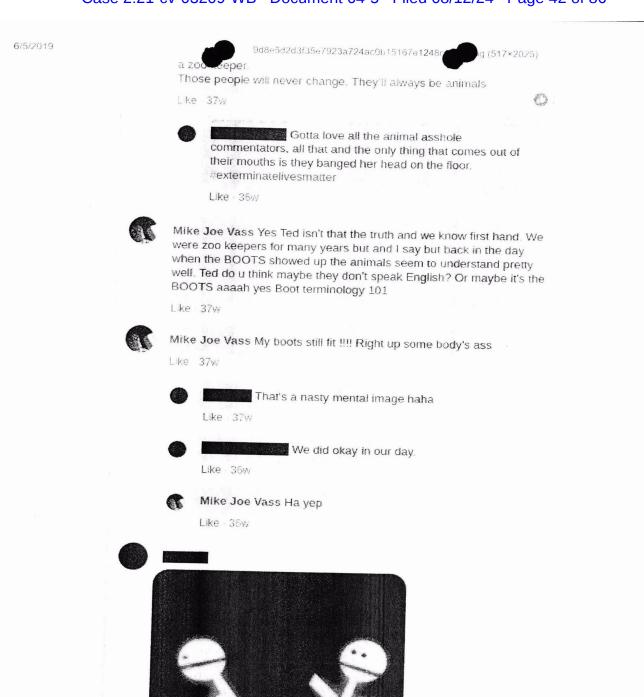


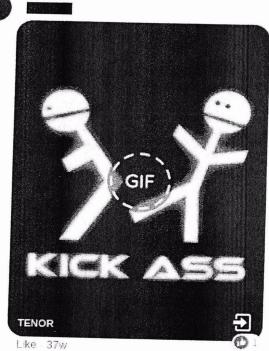




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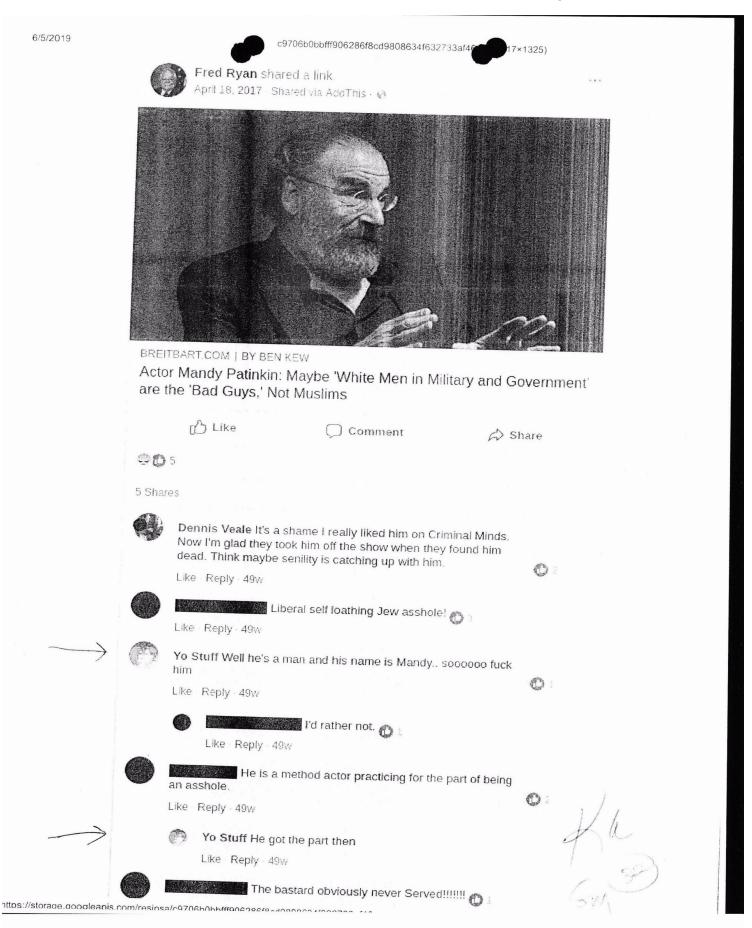
correct as usual and Max Kramer will continue to earn good money as





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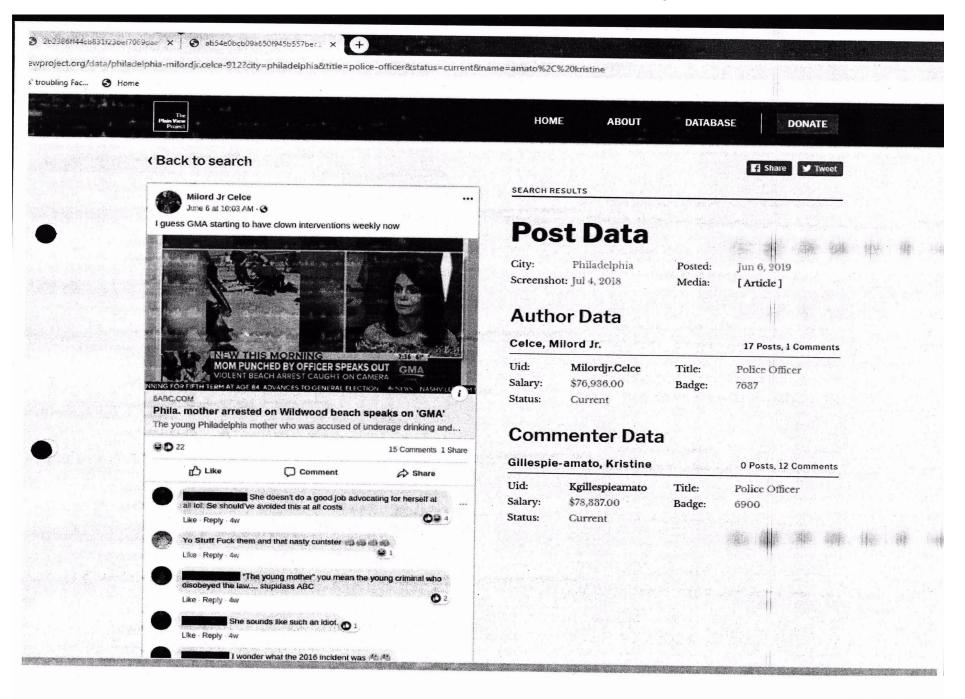
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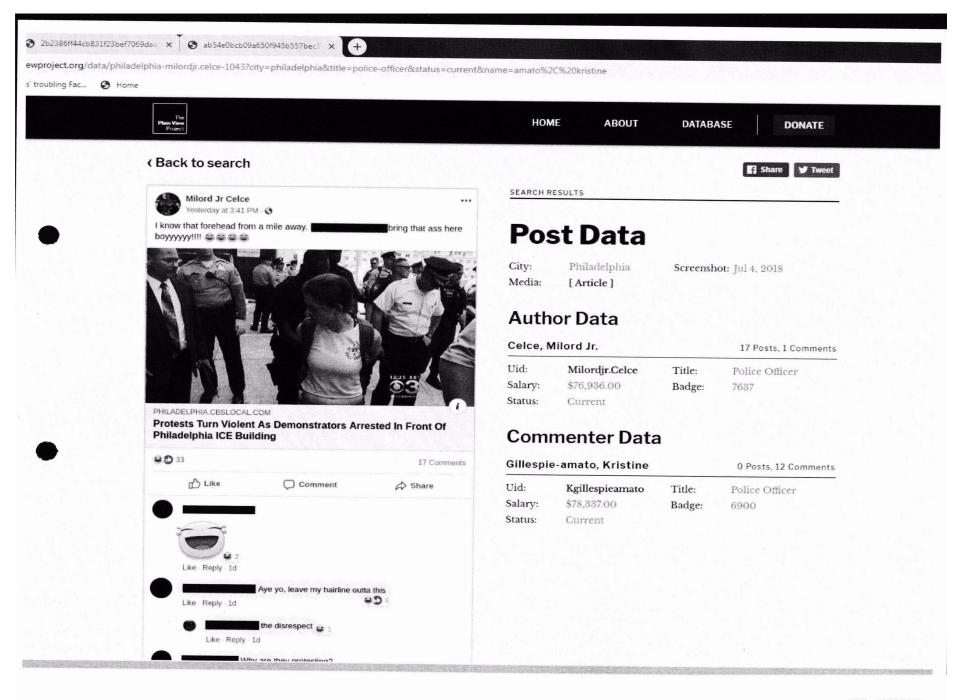


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https://storage.googleapis.com/resipsa/c9706b0bbfff906286f8cd9808634f632733af46 ppg







Woman punched by police officer in Wildwood beach arrest speaks on 'Good Morning America'



6abc Philadelphia



19,509 view

Add to



*** More

16 11

91 16

Published on Jun 6, 2018

Philadelphia mother Emily Weinman, who was arrested on Wildwood beach, speaks on 'Good Morning America' on June 6, 2018.

Protests Turn Violent As Demonstrators Arrested In Front ... - CBS Philly https://philadelphia.cbslocal.com/.../3893072-protests-turn-violent-as-demonstrators-arre...



Jul 3, 2018

Protests Turn Violent As Demonstrators Arrested In Front Of Philadelphia ICE Building ... Medics On Scene Of ...

INTERNAL AFFAIRS NOTICE OF REMOVAL FROM STREET DUTY

As per the Orders of the Police Commissioner or his designee, you are being removed from street duty due to an on-going Internal Affairs investigation. This restriction will remain in effect until further notice.

| 1641:1 : 1 1 1 1 |
|---|
| If this box is checked, you are also prohibited from taking police action |
| on or off duty and/or carrying a firearm or electronic control weapon on |
| or off duty.* |
| |

| or off duty.* | 1 | |
|--|---|--|
| Effective: 6-7-19 you will be assigned to | 94n | |
| Reason For Removal: INTERNAL INVESTIG | GATION | |
| Kristine amato | 6900 BADGE # | |
| Employee (Signature) | 6-7-19 Date | |
| | | |
| Captal # 13 | 940 · | |
| Commanding Officer (Signature) | District/Unit | |
| | | |
| Captain ANGELUCCI f | rom Internal Affairs notified the above | |
| employee and his/her Commanding Officer of th | is duty restriction on $6-7-19$. | |
| IA CASE# | | |
| *Note: The above employee's Commanding Officer is responsible for reclaiming the officer's service weapons and preparing the NOTICE OF DUTY RESTRICTIONS | | |

AND RECLAMATION OF ON-DUTY SERVICE WEAPONS.

NOTICE OF DUTY RESTRICTIONS AND/OR RECLAMATION OF ON-DUTY SERVICE WEAPON

As per the Orders of the Police Commissioner or his designee, you are prohibited from taking police action on or off duty and/or carrying a firearm on or off duty.

These restrictions will remain in effect until further notice.

| Effective Date: | | | | |
|---|--|--|--|--|
| | | | | |
| 1) Kritin Cometin | Det Handon #8650 | | | |
| Employee Surrendering Firearm | Witness | | | |
| (Signature) | (Signature) | | | |
| Capha #13 | 9-11-7 | | | |
| Commanding Officer (Signature) | District/Unit | | | |
| | I ID: You | | | |
| Surrendered Firearm Information | | | | |
| City Owned 🛛 ECW 🗌 | Duty Firearm – Privately Owned/Not Surrendered 🗌 | | | |
| Susper NVSIGATION DEMOTE PFA O Termin Internal | Expired ion Order | | | |
| Firearms Training Unit (signature) | | | | |

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CHRISTIAN FENICO, et al.

Plaintiffs,

CIVIL ACTION

v.

NO. 2:20-cv-03336-GEKP

CITY OF PHILADELPHIA,

Defendant.

DEFENDANT CITY OF PHILADELPHIA'S OBJECTIONS AND RESPONSES TO PLAINTIFF KRISTINE AMATO'S INTERROGATORIES

Defendant City of Philadelphia (the "City") objects and responds to Plaintiff Kristine Amato's Interrogatories as follows:

PRELIMINARY STATEMENT

The City has not yet completed its investigation of the facts relating to this action and has not yet completed its preparation for trial. The City reserves its right to supplement these responses pursuant to the applicable Federal Rules of Civil Procedure and Local Rules.

The City objects to Plaintiffs' definitions and instructions to the extent that they seek to impose requirements exceeding those in the applicable Federal Rules of Civil Procedure and Local Rules.

Plaintiffs have served twelve (12) sets of interrogatories, each comprised of twenty (20) separate questions, for a total of 240 interrogatories. Rule 33 of the Federal Rules of Civil Procedure provides that "a party may serve on any other party no more than 25 written Action. The City further objects to this interrogatory as over broad, unduly burdensome and oppressive because it is unlimited as to time.

ANSWER: Subject to the foregoing objections, see the July 2014 Disciplinary Code, which is part of the collective bargaining agreement between the City of Philadelphia and Fraternal Order of Police Lodge No. 5, in effect between July 1, 2019 through June 30, 2020. See PHL 00009823-00010012.

7. Please identify the individual who made the final decision with regard to the disciplinary action taken against the Plaintiff Amato in this case.

OBJECTIONS: The City understands this interrogatory to be seeking information related to the 2019 Disciplinary Action. The City objects to this interrogatory as vague, confusing, ambiguous, over broad, and unduly burdensome if and to the extent it calls for information relating to any other disciplinary action.

ANSWER: Subject to the foregoing objections, Commissioner Richard Ross made the final decision regarding discipline.

8. Please describe any prior written notice of possible violation of any Department social media policy that was provided to Plaintiff Amato before imposing disciplinary action.

OBJECTIONS: The City objects to this interrogatory because the undefined term "prior written notice" is vague, confusing and ambiguous. The City further objects to this interrogatory as over broad, unduly burdensome, and oppressive to the extent it seeks information relating to notice in connection with possible violations other than those at issue in the 2019 Disciplinary Action. The City further objects to this interrogatory as over broad, unduly burdensome and oppressive because it is unlimited as to time.

ANSWER: Subject to the foregoing objections:

- 1. Plaintiff Amato was given notice and training on the PPD social media policy in 2011, when it was first issued.
- Plaintiff Amato was given notice and training on the PPD social media policy in 2012, when it was updated.
- 3. Plaintiff Amato was given notice and training on the PPD social media policy in 2014.
- 4. Plaintiff Amato was given notice and disciplined in 2017-2018 for a violation of the PPD social media policy.
- 5. Plaintiff Amato was given notice and training in June/July 2019 on professionalism and social media.
- 6. Plaintiff Amato was given notice and disciplined in 2019 for violations of the PPD social media policy.
- Plaintiff Amato was given notice and disciplined in 2020 for violations of the PPD social media policy.
- 9. Please identify each individual within PPD who communicated with First Deputy Commissioner Myron Patterson, Sergeant Joann Garvey, Captain John Przepiorka or any other Commanding Officer or employees regarding the allegations that led ultimately to the Plaintiff Amato's discipline.

OBJECTIONS: The City understands this interrogatory to be seeking information related to the 2019 Disciplinary Action. The City objects to this interrogatory as vague, confusing, ambiguous, over broad, and unduly burdensome if and to the extent it calls for information relating to any other disciplinary action. The City also objects to this interrogatory as over broad, unduly burdensome and oppressive to the extent that it seeks to require the City to identify all persons in the Philadelphia Police Department who communicated anyone else in the Philadelphia Police regarding the allegations that resulted in Plaintiff Amato's discipline. The City further objects to

- 3. August 24, 2017. PHL_00000193-00000194. Racial/Ethnic Bias. Promotes Violence.
- 4. Unknown Date. PHL_00000182. Religious Bias.

Respectfully submitted,

/s/ David Smith

David Smith (Attorney I.D. 21480) DILWORTH PAXSON LLP 1500 Market Street, Suite 3500E Philadelphia, Pennsylvania 19102-2101 (215) 575-7062

Attorney for Defendant, *City of Philadelphia*

CERTIFICATE OF SERVICE

I, David Smith, hereby certify that a true and correct copy of Defendant City of Philadelphia's Objections and Responses to Plaintiff Kristine Amato's Interrogatories has been electronically transmitted on June 28, 2024, to the following:

Larry L. Crain, Esq. Crain Law Group 5214 Maryland Way, Suite 402 Brentwood, TN 37027 Phone: (615) 376-2600 larry@crainlaw.legal

Emily Castro, Esq. Crain Law Group 5214 Maryland Way, Suite 402 Brentwood, TN 37027 Phone: (615) 376-2600 emily@crainlaw.legal

Jonathan J. Sobel, Esq. 1500 Walnut Street Suite 2000 Philadelphia, PA 19102 Phone: (215) 735-7535 Mate89@aol.com

/s/ David Smith
David Smith

Concise Officer History

P/off Kristine Amato [6900/

Payroll Number: Hire date: Jan 08, 1990 Current assignment since: Jun 09, 2014

Current assignment(s) Bureau: ROC South Division: CPD

District Unit: 0900 09th District

IA No: 23991 Involved Officer: Drug test

Received: Mar 23, 1992

DC no: 23991

Incident disposition/finding: Negative

Classification: Drug test Disposition: Negative Assigned: Un-assigned

Invest: No

Test date: 03/23/1992 Reason test was requested: Promotion Drug test disposition: Negative

The officer/member tested positive for drugs: Negative Urine test was conducted: Negative Type of drug found: Hair test was conducted: Type of drug found:

Involved Officer: Complaint Against Police IA No: 93-0303

Received: Nov 29, 1993

93-09-060844 DC no:

Incident disposition/finding: Exonerated

Classification: Physical Abuse Disposition: Exonerated Assigned: Lieutentant

Frank Mondrosch

PA-

Bienvenida Ortega Complainant:

Allegations:

Physical Abuse -

Involved Officer: PBI IA No:

Received: Jul 01, 1994

Incident disposition/finding: Completed

Classification: Procedural Disposition: Completed Assigned: Un-assigned

PBXQ Database Entry

PBI Handling: Yes PBI Processing Completed: Yes

PBI Case Information:

PBI No: 1994-0189 Job type: Formal Discipline Sworn

Opened date: 07/01/1994

Completed date: 07/01/1994

Status: Completed

Source: PBXQ Entry

Charges:

EXHIBIT

Amato-1

PHL 00000148

Article IV Neglect of Duty 07/01/1994 [] - Reprimand Jul 01, 1994

Statute:4.50

Failure to Properly Patrol/Respond to Radio

Article V Disobedience of Orders 07/01/1994 [] - Guilty Jul 01, 1994

Statute:5.48

Failure to Carry Required Equip./Neat Uniform

IA No: 26744 Involved Officer: Drug test

Received: Jan 12, 1995

DC no: 26744

Incident disposition/finding: Negative Classification: Drug test Disposition: Negative Assigned: Un-assigned

Invest: No

Test date: 01/12/1995 Reason test was requested: Medical ret. Drug test disposition: Negative

The officer/member tested positive for drugs: Negative Urine test was conducted: Negative Type of drug found: Hair test was conducted: Type of drug found:

Hair test was conducted:

Involved Officer: PBI IA No:

Received: Oct 05, 1995

Incident disposition/finding: Completed

Classification: Procedural Disposition: Completed Assigned: Un-assigned

PBXQ Database Entry

PBI Handling: Yes PBI Processing Completed: Yes

PBI Case Information:

PBI No: 1995-0309 Job type: Formal Discipline Sworn Opened date: 10/05/1995 Completed date: 10/05/1995

Status: Completed Source: PBXQ Entry

Charges:

Article IV Neglect of Duty 10/05/1995 [] - Guilty-05 Days Oct 05, 1995

Statute: 4.40

Allowing Prisoner to Escape Careless/Neglect

Involved Officer: Complaint Against Police IA No: 96-0059

Received: Feb 15, 1996

DC no: 96-09-006695

Incident disposition/finding: Several Findings Classification: Physical Abuse Disposition: Several Findings Assigned:

Lieutentant Frank Mondrosch

PA-PUSHED=EXON. VA=N/S FALSE ARREST

Complainant: Sharis Mc Neal

Allegations:

Physical Abuse -

Involved Officer: Drug test IA No: 2378

Received: Sep 01, 1996

2378 DC no:

Incident disposition/finding: Negative

Classification: Drug test Disposition: Negative Assigned: Un-assigned

Invest: No

Test date: 09/01/1996 Reason test was requested: Random Drug test disposition: Negative

The officer/member tested positive for drugs: Negative Urine test was conducted: Negative Type of drug found: Hair test was conducted: Type of drug found:

Involved Officer: Complaint Against Police IA No: 98-0018

Received: Jan 13, 1998

98-03-001522 DC no:

Incident disposition/finding: Multiple Findings

Classification: Other Misconduct Disposition: Multiple Findings Assigned:

Richard Zoog

PROPERTY=MISSING(BAGPIPES)---> SUS.-# PA-UNF.# N/S#

Complainant: Ryan Mc Cabe

Allegations:

Other Misconduct -

Involved Officer: Drug test IA No: 31885

Received: Apr 22, 1998

DC no: 31885

Incident disposition/finding: Negative

Classification: Drug test Disposition: Negative Assigned: Un-assigned

Invest: No

Test date: 04/22/1998 Reason test was requested: Medical ret. Drug test disposition: Negative

The officer/member tested positive for drugs: Negative Urine test was conducted: Negative Type of drug found:

Hair test was conducted: Type of drug found:

Involved Officer: PBI IA No:

Received: Jan 13, 1999

Incident disposition/finding: Completed
Classification: Procedural Disposition: Completed Assigned: Un-assigned

PBXQ Database Entry

PBI Handling: Yes PBI Processing Completed: Yes

PBI Case Information:

PBI No: 1999-0020 Job type: Formal Discipline Sworn Opened date: 01/13/1999 Completed date: 01/13/1999 Status: Completed Source: PBXQ Entry

Charges:

Article III Insubordination 01/13/1999 [] - Guilty-05 Days Jan 13, 1999

Statute:3.05

Insub. Using Profane/Insulting Language S/Off

Involved Officer: Internal Investigations IA No: 99-1117

Received: Mar 26, 1999

Incident disposition/finding: Sustained

Classification: Other Misconduct Disposition: Sustained Assigned: Lieutenant

William Grutzmacher

MOTOR VEHICLE VIOLATIONS

Complainant: Vehicle Inspections

Allegations:

Other Misconduct -

Involved Officer: PBI IA No:

Received: Apr 14, 1999

Incident disposition/finding: Completed
Classification: Procedural Disposition: Completed Assigned: Un-assigned

PBXQ Database Entry

PBI Handling: Yes PBI Processing Completed: Yes

PBI Case Information:

PBI No: 1999-0418 Job type: Formal Discipline Sworn Opened date: 04/14/1999 Completed date: 04/14/1999 Status: Completed

Source: PBXQ Entry

Charges:

Article I Conduct Unbecoming an Officer 04/14/1999 [] - Reprimand Apr 14, 1999

Statute:1.00

Unspecified

Involved Officer: Complaint Against Police Received: Oct 05, 1999 IA No: 99-0511

DC no: 99-24-076650

Incident disposition/finding: Partially Sustained

Classification: Physical Abuse Disposition: Partially Sustained Assigned: Lieut

William Donahue

PA-GRABBED, SWUNG AT=EXON VA=EXON UNPROFESSIONAL CONDUCT=SUS

Complainant: Sandra Mc Cullough

Allegations:

Physical Abuse -

Involved Officer: Off Duty Action IA No: 99-6201

Received: Oct 05, 1999

DC no: 99-24-076656

Incident disposition/finding: Referred

Disposition: Referred Classification: Off Duty Police Action Assigned: C/O

OFF DUTY POLICE ACTION

Complainant: Sandra Mc Cullough

Allegations:

Off Duty Police Action -

IA No: U00-1387 Involved Officer: Use of force

Received: Oct 27, 2000

DC no: 00-09-054509

Incident disposition/finding: approved

Disposition: approved Assigned: C/O Classification:

BIT OWN LIP

Involved Citizen Denise Sessom

Use(s) of force Effective/Not Effective

UNKNOWN NOT effective

Service being conducted:

IA No: 16185 Involved Officer: Drug test

Received: Jul 03, 2001

DC no: 16185

Incident disposition/finding: Negative

Classification: Drug test Disposition: Negative Assigned: Un-assigned

Invest: NA

Test date: 07/03/2001 Reason test was requested: Random Drug test disposition: Negative
The officer/member tested positive for drugs: Negative Urine test was conducted: Negative Type of drug found: Type of drug found: Hair test was conducted:

Involved Officer: Drug test IA No: 38896

Received: Dec 09, 2002

DC no: 38896

Incident disposition/finding: Negative

Classification: Drug test Disposition: Negative Assigned: Un-assigned

Invest: NA

Test date: 12/09/2002 Reason test was requested: Medical ret. Drug test disposition: Negative

The officer/member tested positive for drugs: Negative Urine test was conducted: Negative Type of drug found: Hair test was conducted: Type of drug found:

Hair test was conducted:

Involved Officer: Complaint Against Police IA No: 03-0056

Received: Feb 21, 2003

DC no: 03-09-006944

Incident disposition/finding: Not Sustained Classification: Physical Abuse Disposition: Not Sustained Assigned: Lieut Michael Craighead

The complaint, submitted by Denise Sessom, 39, B/F, 1707 Green Street., Phila., PA

215-232-9888, alleges that she was physically abused by Officer Gillespie #6900 while

being falsely arrested for disorderly conduct on Friday, 10/27/00 at 8:00 pm at

Street. The complainant contends that there was a car blocking the entrance to her parking

continuously to

get the person to come out and move their car. As people began to emerge from their

buildings, Ms. Sessom was calling "911". Before she got a chance to complete the call,

Officer Gillespie arrived at the scene and immediately became agitated with Ms.

The complainant alleges that she was pushed back into her car until her legs were pinned

against the hood, her face was smashed onto her hood at which time she sustained an iniurv

to her lip and her cheek. She was than handcuffed and taken to the 9th district. Shortly

thereafter, she was treated at Hahnemann University Hospital. After returning to the district,

she signed her citation and was released.

Complainant: DENISE SESSOM

Allegations:

Physical Abuse - - Not Sustained - Jun 19, 2003

Involved Officer: Use of force IA No: U03-1440

Received: Nov 04, 2003 20:19

DC no: 03-09-052241

Incident disposition/finding: Approved Classification: Disposition: Approved Assigned: C/O

> Male Arrested for assault on police when def entered cctv area he began to fight with Police male was then put into cell area when he began kicking and fighting and ramming his head and body into the cell area after many attemps to calm def down male had to be tased in order to finished his processing

Involved Citizen Joseph E Osti

Use(s) of force Control Holds Effective/Not Effective

NOT effective

Service being conducted: Cell Room Incident

IA No: U06-0090 Involved Officer: Use of force

Received: Jan 24, 2006 19:16

DC no: 06-09-003992

Incident disposition/finding: Approved Classification: Disposition: Approved Assigned: C/O

> Police received r/c for narc inv. upon arrival def. fit description of flash. def. was stop and 2 Packets recovered alleged crack cocaine. def. receivedminor scrapes

to his head treated and released.

Involved Citizen ANTHONY LINDSAY

Use(s) of force Effective/Not Effective

Control Holds Effective

Service being conducted:

IA No: 07-0331D Involved Officer: Drug test

Received: May 16, 2007

Incident disposition/finding: Negative

Classification: Drug test Disposition: Negative Assigned: Un-assigned

Test date: 05/16/2007 Reason test was requested: Random Drug test disposition: Negative

The officer/member tested positive for drugs: Negative Urine test was conducted: Negative Type of drug found:

Hair test was conducted: Type of drug found:

Involved Officer: IMPACT Investigations IA No: 08-1541

Received: Nov 12, 2008

Incident disposition/finding: Completed

Classification: Other Misconduct Disposition: Completed Assigned: Sergt Stephen

MISUSE OF CITY TIME

***** Investigation was closed on 04-08-2010 with the disposition of "Completed" for database reporting purposes only. *****

Allegations:

Misuse of Time -

IA No: 12-6081 Involved Officer: Off Duty Action

Received: Jun 18, 2012 13:01

DC no: 12-15-057185

Incident disposition/finding: Approved

Classification: Off Duty Police Action Disposition: Approved Assigned: C/O

OFF DUTY POLICE ACTION / TRAFFIC DISPUTE

On 6/16/12 P/O Amato was backing out of his driveway when a vehicle travling at a high rate of speed almost struck his vehicle. The honda continued to the end of the block and stopped when P/O Amato reached the end of the block a W/M exited his vehicle and confronted officer Amato stating"I wlii shoot the Shit out of you. P/O Amato exited his vehicle and ID himself as a police officer and drew his service weapon. Thr W/M jumped back into his vehicle and fled $\mathrm{W}.$ bound on Tyson Ave. officer Amato also states that male has returned to his home on at least two occasions.

Complainant: unk unk

Allegations:

Off Duty Police Action - - Approved - Jun 28, 2012

Involved Officer: ISS Investigations IA No: 12-1538

Received: Jul 31, 2012

Incident disposition/finding: Sustained

Classification: Departmental Violations Disposition: Sustained Assigned: Lieut

William Donahue

POLICE OFFICER ALLEGEDLY ABUSING TIME INVOLVING AN INJURY THAT OCCURRED WHILE ON

Allegations:

Departmental Violation-Misuse of Sick/IOD/Military Time - - Sustained - Dec 03, 2012

Actions taken:

: Jan 02, 2013 - Non Criminal - Gniotek

Involved Officer: ISS Support IA No: 12-1623

Received: Aug 03, 2012

Incident disposition/finding: Referred

Classification: Other Misconduct Disposition: Referred Assigned: Lieut Mark

Cacciatore

ABUSE OF TIME

Allegations:

Support Service Investigation - - REFERRED - Sep 19, 2012

IA No: P2012-0591 Involved Officer: PBI

Received: Dec 17, 2012

Incident disposition/finding:

Classification: Procedural Disposition: Assigned: Un-assigned

Refer to IAD 12-1538

PBI Handling: Yes PBI Processing Completed: Yes

PBI Case Information:

PBI No: 2012-0591 Job type: Dismissal Sworn Opened date: 12/13/2012 Completed date: 12/09/2013

Status: Completed Source: INT

Charges:

New Article I Conduct Unbecoming 12/13/2012 [] - CDA-Dismissal Dec 09, 2013

Statute:1-\$010-10

Making a false entry in any Department record or report

Related actions taken:

Dec 09, 2013 CDA-Dismissal

P/O Kristine Amato #6900. Commissioner's Direct Action. Deputy Commissioner's recommended penalty, Dismissal. Final pealty imposed, Dismissal.

Apr 07, 2014 Arbitration Award-Reinstated

Per Arbitration Award #14 390 00189 13, the grievance is sustained in part

and denied in part. The City did not have just cause to dismiss the Grievant and she shall be reinstated to service without back pay. The Grievant's time off shall be treated as a disciplinary suspension without pay. Additionally, if the Grievant has not already done so, she shall reimburse the City \$899.85, representing the amount of IOD time she improperly received. The Grievant's reinstatement is conditioned upon her satisfying all of the applicable certifications and requirements for her position. Any future abuse of leave time by the Grievant will justify her termination.

New Article I Conduct Unbecoming 12/13/2012 [] - CDA-Dismissal Dec 09, 2013

Statute:1-\$021-10

Related actions taken:

Dec 09, 2013 CDA-Dismissal

P/O Kristine Amato #6900. Commissioner's Direct Action. Deputy Commissioner's recommended penalty, Dismissal. Final pealty imposed, Dismissal

Apr 07, 2014 Arbitration Award-Reinstated

Per Arbitration Award #14 390 00189 13, the grievance is sustained in part and denied in part. The City did not have just cause to dismiss the Grievant and she shall be reinstated to service without back pay. The Grievant's time off shall be treated as a disciplinary suspension without pay. Additionally, if the Grievant has not already done so, she shall reimburse the City \$899.85, representing the amount of IOD time she improperly received. The Grievant's reinstatement is conditioned upon her satisfying all of the applicable certifications and requirements for her position. Any future abuse of leave time by the Grievant will justify her termination.

New Article V Neglect of Duty 12/13/2012 [] - CDA-Dismissal Dec 09, 2013

Statute:5-\$009-10

Absence without leave for less than one working day.

Related actions taken:

Dec 09, 2013 CDA-Dismissal

P/O Kristine Amato #6900. Commissioner's Direct Action. Deputy Commissioner's recommended penalty, Dismissal. Final pealty imposed, Dismissal.

Apr 07, 2014 Arbitration Award-Reinstated

Per Arbitration Award #14 390 00189 13, the grievance is sustained in part and denied in part. The City did not have just cause to dismiss the Grievant and she shall be reinstated to service without back pay. The

Grievant's time off shall be treated as a disciplinary suspension without pay. Additionally, if the Grievant has not already done so, she shall reimburse the City \$899.85, representing the amount of IOD time she improperly received. The Grievant's reinstatement is conditioned upon her satisfying all of the applicable certifications and requirements for her position. Any future abuse of leave time by the Grievant will justify her termination.

Involved Officer: Drug test IA No: 14-0361D

Received: Apr 21, 2014

Incident disposition/finding: Negative

Classification: Drug test Disposition: Negative Assigned: Sergt Suzanne Williams

Test date: 04/21/2014 Reason test was requested: Reinstate Drug test disposition: Negative

The officer/member tested positive for drugs: Negative Urine test was conducted: Negative Type of drug found: Hair test was conducted: Negative Type of drug found:

Involved Officer: Reinstatements IA No: 14-3006

Received: Apr 29, 2014

Incident disposition/finding: Approved

Classification: Reinstatement Disposition: Approved Assigned: Det Mark Tomiselli

REINSTATEMENT

Allegations:

Reinstatement - - Approved - Apr 29, 2014

IA No: 14-1126 Involved Officer: Internal Investigations

Received: Jul 30, 2014

DC no: 14-09-029032

Incident disposition/finding: Sustained

Role: Complainant

Classification: Departmental Violations Disposition: Sustained Assigned: Lieut

David Hunter

INTERNAL INVESTIGATION / MISSING SERVICE WEAPON

On Monday, July 28, 2014, Captain Kelly of Internal Affairs was contacted by Captain Convery of the 9th District informing him that P/O Kristine Amato #6900, PR#211645 reported that her service weapon was missing from her locker.

P/O Amato stated that she placed her service weapon, a Smith and Wesson model #10 .38 cal., serial #D536248, on the top shelf of her locker after reporting off duty on 7-27-14. P/O Amato stated that when she went to her locker on 7-28-14, she noticed that the Master lock on her locker was not locked and when she opened her locker, her service weapon was missing.

P/O Amato stated that she informed her immediate supervisor, Sgt. DeCarlo #541 as soon as she noticed the weapon missing. P/O Amato went back to her home and conducted a search there as well as her private vehicle and did not find it. As a result, P/O Amato went to the 9th District and formally reported the weapon as missing (DC#14-9-29032).

P/O Amato's locker was secured and Central Detectives was notified (CDD Control # 14-6432). The scene was processed by Det. Murphy #8033. Finger prints were lifted and 3 latent print cards were submitted for processing.

Lt. Hunter #246 and Sgt. Bullick #870 responded to the 9th District.

The following supervisors were interviewed: Lt. Stephen Johnson #351, PR and Sgt. Paul DeCarlo #541, PR

Lt. David A. Hunter #246, Internal Affairs, Squad 3

Allegations:

Departmental Violation-PPD Directives Violation (See PPDD#) - PPDD 100 - Firearms On or Off Duty - Sustained - Oct 31, 2014

Involved Officer: Use of force IA No: U14-1356

Received: Oct 21, 2014 16:28

DC no: 14-09-042457

Incident disposition/finding: Approved Classification: Disposition: Approved

Assigned: Lieut Henry Dugan

Police responded to a radio call for a person with a weapon, upon arrival, witnesses stated that a male was throwing things off a rear deck and damaging peoples property. A flower pot was thrown onto a vehicle damaging the roof and breaking the glass sun roof. Police approached the rear deck and a male on the steps of the deck attempted to kick P/O Amato #6900 down the steps. Male then kneed Officer Amato as she attempting to handcuff the male. Officer refused hospital treatment but on 10-21-14 she decided to go to workmans comp clinic for treatment of pain to her left knee.

Involved Citizen Charles Trusdale

Involved Officer: PBI IA No: P2014-0778

Received: Dec 03, 2014

Incident disposition/finding: Classification: Procedural Disposition: Assigned: Un-assigned

Refer to IAD 14-1126

PBI Handling: Yes PBI Processing Completed: Yes

PBI Case Information:

PBI No: 2014-0778 Job type: Formal Discipline Sworn Opened date: 12/02/2014 Completed date: 03/11/2016 Status: Completed Source: INT

Charges:

New Article V Neglect of Duty 12/02/2014 [] - Guity 3 days/restitution Mar 11, 2016

Statute:5-\$018-10

Lost or stolen City owned weapon resulting from negligence or failure to properly care for same.

Related actions taken:

Mar 11, 2016 Guilty - 3 Days Susp/Restitution

P/O Kristine Amato #6900. Hearing date - January 21, 2016. Board disposition - guilty. Board recommended penalty - 3 days suspension and restitution. Final penalty imposed - 3 days suspension and restitution.

Involved Officer: Drug test IA No: 15-6566D

Received: Aug 16, 2015

Incident disposition/finding: Negative
Classification: Drug test Disposition: Negative Assigned: Sergt Maria Ortiz-Rodriguez

Test date: 08/16/2015 Reason test was requested: Random Drug test disposition: Negative
The officer/member tested positive for drugs: Negative
Urine test was conducted: Negative Type of drug found:
Hair test was conducted: Type of drug found:

Involved Officer: Drug test IA No: 15-7084D

Received: Nov 04, 2015

Incident disposition/finding: Negative Classification: Drug test Disposition: Negative Assigned: Sergt Maria Ortiz-Rodriguez

Test date: 11/04/2015 Reason test was requested: Random Drug test disposition: Negative
The officer/member tested positive for drugs: Negative
Urine test was conducted: Negative Type of drug found:
Hair test was conducted: Type of drug found:

Involved Officer: Complaint Against Police IA No: 16-0204

Received: Apr 22, 2016

DC no: 16-09-015289

Incident disposition/finding: Completed
Classification: Lack of Service Disposition: Completed Assigned: Insp CPD

According to the complainant, on 2-22-16, at 9:30 AM, he was carrying his son in the 1500 block of JFK Boulevard when the child's mother appeared and began assaulting him. One of the blows thrown by the mother struck the child and injured him. When the complainant released the child, his mother took him and ran into the subway; the complainant called 911 to report the incident. Officer Todd responded, told the complainant he looked fine to him and instructed him on how to file for a protection order and get his DC numbers from the district. The complainant obtained a PFA, went to a hospital to receive treatment from the injuries inflicted by the child's mother before returning to the 9th District to have his PFA served on the child's mother, who was there filing a police report with Officer Amato. On

4-15-16, the complainant was arrested for domestic abuse as a result of the 2-22-16 incident. He believes that inaccuracies in the reports taken by both officers did not accurately reflect the actions of his child's mother and caused him to be arrested.

Complainant: MALCOLM C FURBERT

Allegations:

Lack of Service-Failure to Prepare/Accurately Complete Report - - Completed - Jun 08. 2016

Involved Officer: Complaint Against Police IA No: 17-0566

Received: Nov 07, 2017

DC no: 17-02-062901

Incident disposition/finding: Sustained

Classification: Harassment Disposition: Sustained Assigned: Sergt Gwen Bartlett

The complainant, Julie Odell, 53/W/F,

states that she witnessed Officer
Amato, 9th District, verbally abuse an unknown female via Facebook.
According to the complainant, on 11-3-17, at 4:00 PM, while on Facebook, she
watched an exchange between Officer Amato and an unknown black female. The
complainant states that Officer Amato used profanity and vulgar language during her
conversation with the female because she disagreed with her on the removal of the
Rizzo statue. The complainant further states that the officer threatened anyone
who reports her abusive language by stating, "Play with me, with my job and see
what happens."

Complainant: JULIE ODELL

Allegations:

Departmental Violation-PPD Directives Violation (See PPDD#) - PPDD 6.10-Social Media and Networking - Sustained - Dec 18, 2017

Verbal Abuse-Derogatory/Offensive Language - - Sustained - Dec 18, 2017

Involved Officer: PBI IA No: P2018-0068

Received: Jan 18, 2018

Incident disposition/finding:
Classification: Procedural Disposition: Assigned: Un-assigned

REFER TO IAD#17-0566

PBI Handling: Yes PBI Processing Completed: Yes

PBI Case Information:

PBI No: 2018-0068 Job type: Formal Discipline Sworn Opened date: 01/18/2018 Completed date: 01/24/2018 Status: Completed Source: INT

Charges:

New Article V Neglect of Duty 01/18/2018 [] - Gplea - CLD - 1 Day Susp Jan 24, 2018

Statute:5-\$011-10

Related actions taken:

Jan 24, 2018 Gplea - CLD - 1 Day Suspension

P/O Kristine Amato #6900. Guilty plea - hearing waived. Command level discipline by the department advocate. Commanding officer's recommended penalty - 1 day suspension (may use vacation). Final penalty imposed 1 day suspension (may use vacation). P/C signed on 01/24/2018.

Involved Officer: Internal Investigations IA No: 19-1077.81 Received: Jun 06, 2019

Incident disposition/finding: Sustained Classification: Departmental Violations Gregory Morace

Disposition: Sustained Assigned: Lieut

INTERNAL INVESTIGATION /

Confidential Investigation as a result of information reported on www.plainviewproject.org and www.injusticewatch.org websites, in reference to social media posts made by current and former members of the Philadelphia Police Department.

Allegations:

Departmental Violation-PPD Directives Violation (See PPDD#) - PPDD 6.10-Social Media and Networking - Sustained - Jun 24, 2019

Other Misconduct-Unspecified - - Sustained - Aug 12, 2019

Actions taken:

: Jun 07, 2019 - Removed From Street

yes, remain at dist

: Jun 07, 2019 - Weapon Confiscated

YES

: Jul 18, 2019 - Returned To Full Duty

Involved Officer: PBI IA No: P2019-0603 Received: Aug 01, 2019

Incident disposition/finding: Classification: Procedural Disposition: Assigned: Unassigned

Refer to IAD 19-1077.81

PBI Handling: Yes PBI Processing Completed: Yes

PBI Case Information:

PBI No: 2019-0603 Job type: Formal Discipline Sworn Opened date: 07/29/2019 Completed date: 09/27/2019 Status: Completed Source: INT

Charges:

Article I Conduct Unbecoming an Officer 10/23/2019 [] - CDA- 30 Days (combined) Sep 27, 2019

Statute:1-\$021-10

Related actions taken:

Sep 27, 2019 CDA - 30 Days Suspension (combined)

P/O Kristine Amato #6900. Commissioner's direct action. Deputy commissioner's recommended penalty - 30 days suspension (combined). Final penalty imposed - 30 days suspension (combined). P/C signed on 09/27/2019.

New Article V Neglect of Duty 10/23/2019 [] - CDA - 30 Days (combined) Sep 27, 2019

Statute:5-\$011-10

Related actions taken:

Sep 27, 2019 CDA - 30 Days Suspension (combined)

P/O Kristine Amato #6900. Commissioner's direct action. Deputy commissioner's recommended penalty -30 days suspension (combined). Final penalty imposed - 30 days suspension (combined). P/C signed on 09/27/2019.

Involved Officer: Complaint Against Police IA No: 19-0423 Received: Aug 28, 2019

DC no:

19-09-035012

Incident disposition/finding: Partially Sustained Classification: Unprofessional Conduct Disposition: Partially

Sustained Assigned: Lieut Christopher Kinslow

According to the complainant, on 8-14-19 at 2:15 PM, she attempted to exit a parking lot at when she began to experience car troubles. Officer Amato, who was operating her personal vehicle behind the complainant, began to yell at her and acted in an unprofessional manner. During the altercation, Officer Amato continued to yell at the complainant and identified herself as an on-duty police officer, but refused to give her name and badge number when requested. The complainant called 911; Sergeant Barthelemy responded and took her information. Officer Amato was not on location when the supervisor responded.

Complainant: NICOLE POOLE

Allegations:

Departmental Violation-Private Vehicle Use On-Duty - - Sustained - Oct 07, 2019

Unprofessional Conduct-Rude/Dismissive Behavior - - Not Sustained - Oct 07, 2019

Involved Officer: PBI IA No: P2019-1485 Received: Dec 03, 2019

Incident disposition/finding:
Classification: Procedural Disposition: Assigned: Unassigned

Refer to IAD 19-0423

PBI Handling: Yes PBI Processing Completed: Yes

PBI Case Information:

PBI No: 2019-1485 Job type: Formal Discipline & Findings Opened date: 12/03/2019 Completed date: 01/13/2020 Status: Completed Source: CAP

Charges:

New Article VI Disobedience 12/03/2019 [] - Gplea - CLD - 2 Day Vac Jan 13, 2020

Statute:6-\$011-10

Related actions taken:

Jan 13, 2020 Gplea - CLD - 2 Days Suspension (vacation)
P/O Kristine Amato #6900. Guilty plea - hearing

waived. Command level discipline by the department advocate. Commanding officer's recommended penalty - 2 days suspension (vacation). Final penalty imposed - 2 days suspension (vacation). P/C signed on 01/13/2020.

Involved Officer: Complaint Against Police IA No: 20-0252 Received: Jun 09, 2020

DC no:

20-02-026853

Incident disposition/finding: Sustained Classification: Departmental Violations Disposition: Sustained Assigned: Sergt Zachary Koenig

According to the complainant, on 5-29-20 at 10:00 AM, he observed Officer Amato violating the department's social media policy on Facebook by using terms such as "Oreo," when referring to community leaders. The complainant states Officer Amato is trolling and attacking community leaders on Facebook on behalf of the Philadelphia Police Department.

Complainant: BERISFORD JONES

Allegations:

Departmental Violation-PPD Directives Violation (See PPDD#) PPDD 6.10-Social Media and Networking - Sustained - Sep 07, 2020
Harassment-by Social Media - - Sustained - Sep 07, 2020
Other Misconduct-Unspecified - - Sustained - Sep 07, 2020

Involved Officer: Complaint Against Police IA No: 20-0270 Received: Jun 11, 2020

DC no:

20-09-020451

Incident disposition/finding: Referred
Classification: Departmental Violations Disposition: Referred
Assigned: Sergt Zachary Koenig

According to the complainant, on 5-28-20 at 8:00 PM, Officer Amato posted onto social media inappropriate comments about the death of the complainant's family member and boyfriend. The complainant also alleges that threats by Officer Amato were made towards her. The complainant states that she has photos and screenshots of the comments.

Refer to CAP# 20-0252

Complainant: ROSALIND PICHARDO

Involved Officer: Drug test IA No: 20-0415D Received: Aug 11, 2020

Incident disposition/finding: Negative
Classification: Drug test Disposition: Negative Assigned:
Sergt Suzanne Williams

Test date: 08/11/2020 Reason test was requested: Medical ret. Drug test disposition: Negative
The officer/member tested positive for drugs: Negative
Urine test was conducted: Negative Type of drug found:
Hair test was conducted: Type of drug found:

Involved Officer: Internal Investigations IA No: 21-1043 Received: Feb 19, 2021

DC no:

21-24-091717

Incident disposition/finding: Sustained
Classification: Force-Fail to Make Notifications
Sustained Assigned: Sergt James Lane
Disposition:

INTERNAL INVESTIGATION / FORCE

On 02-07-21, the DAO requested a copy of the use of force for DC#20-24-091717. The PARS indicates that the arresting officer used force during the arrest. A search of IA Pro shows no use of force or hospital case on record for the incident.

Allegations:

Departmental Violation-PPD Directives Violation (See PPDD#) - PPDD 10.2-Use of Moderate/Limited Force-Administrative Violation - Sustained - Nov 01, 2021

Involved Officer: PBI IA No: P2021-0058 Received: Feb 24, 2021

Incident disposition/finding:
Classification: Procedural Disposition: Assigned: Unassigned

REFER TO IAD #20-0252

PBI Handling: Yes PBI Processing Completed: Yes

PBI Case Information:

PBI No: 2021-0058 Job type: Formal Discipline Sworn Opened date: 02/24/2021 Completed date: 07/07/2022 Status: Completed Source: CAP

Charges:

New Article I Conduct Unbecoming 02/24/2021 [] - Placed in personel file Jul 07, 2022

Statute:1-\$021-10

Related actions taken:

Jul 07, 2022 Placed in Personnel File

P/O Kristine Amato #6900. Retired on 08/27/2021. Charges placed in personnel file. D/C Wimberly signed on 7/7/2022.

New Article V Neglect of Duty 02/24/2021 [] - Placed in personel file Jul 07, 2022

Statute:5-\$011-10

Related actions taken:

Jul 07, 2022 Placed in Personnel File

P/O Kristine Amato #6900. Retired on 08/27/2021. Charges placed in personnel file. D/C Wimberly signed on 7/7/2022.

Involved Officer: PBI IA No: P2022-0074 Received: Jan 27, 2022

Incident disposition/finding: Classification: Procedural Disposition: Assigned: Unassigned

REFER TO IAD #21-1043

PBI Handling: Yes PBI Processing Completed: Yes

PBI Case Information:

PBI No: 2022-0074 Job type: Formal Discipline Sworn Opened date: 01/27/2022 Completed date: 11/14/2022 Status: Completed Source: INT

Charges:

New Article V Neglect of Duty 01/27/2022 [] - Charges placed in file Nov 14, 2022

Statute:5-\$011-10

Related actions taken:

Incident type

Nov 14, 2022 Charges placed in file

P/O Kristine Amato #6900, separated - retired 08/27/2021. Charges placed in file. P/C signed 11/14/2022.

Received

Report summary: totals by incident type:

| incident type | Vecetve |
|---|---------|
| Action Taken | 0 |
| Alert Review | 0 |
| Background Investigation | 0 |
| C/O INVESTIGATION | 0 |
| Case Review | 0 |
| Complaint Against Police | 10 |
| Discretionary arrest | 0 |
| Drug test | 11 |
| Drug Unit Internals | 0 |
| Equal Employment Opportunity | 0 |
| ERU-EEO Referrals | 0 |
| FBI Task Force | 0 |
| FRB | 0 |
| Hospital case | 0 |
| IIU Investigations | 0 |
| IMPACT Investigations | 1 |
| IMPACT Support | 0 |
| Integrity Control Unit | 0 |
| Integrity test | 0 |
| Internal Investigations | 4 |
| ISS Investigations | 1 |
| ISS Misc Investigations | 0 |
| ISS Support | 1 |
| K9 Utilization | 0 |
| Miscellaneous | 0 |
| Miscellaneous discharge | 0 |
| Non-Investigatory Incident | 0 |
| Off Duty Action | 2 |
| Off Duty Domestic | 0 |
| PBI PFA Denied | 11 |
| | 0 |
| Police discharge Protection From Abuse | |
| | 0 1 |
| Reinstatements Resolutions | 0 |
| Show of force | 0 |
| | 0 |
| Stop | U |

Page: 22

| Use of force | 4 |
|-----------------------|----|
| Use of Force Internal | 0 |
| Web OD | 0 |
| Web UOF | 0 |
| Total | 46 |

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CHRISTIAN FENICO, THOMAS YOUNG, : CIVIL ACTON

THOMAS GACK, EDWARD McCAMMITT,

TANYA GRANDIZIO, ANTHONY ANZIDEO, : No. 20-3336

ANTHONY ACQUAVIVA, KRISTINE : AMATO, JOSEPH PRZEPIORKA, WILLIAM :

BOWDREN, and RAPHAEL McGOUGH : JURY TRIAL DEMANDED

Plaintiff,

VS.

:

CITY OF PHILADELPHIA,

:

Defendant.

PLAINTIFF KRISTINE AMATO'S RESPONSES TO DEFENDANT'S FIRST REQUESTS FOR PRODUCTION OF DOCUMENTS

The Plaintiff, Kristine Amato, responds to the Defendant's First Request for Production of Documents as follows:

INTRODUCTION

These Responses are made solely for the purpose of this action. The Responses are subject to the Terms and Conditions of any Protective Order(s) that may be entered in this action.

The Plaintiff has not yet completed her investigation of the facts relating to this action and have not yet completed his preparation for trial. The following Responses are thus given without prejudice to Plaintiff's right to produce subsequently discovered material. Plaintiff specifically reserves the right to supplement her Responses pursuant to applicable Federal Rules of Civil Procedure and Local Rules of Court.

9. All social media posts made by current or former Police Department Members that you assert constitute comparator evidence in this case or establish the "double standard" you reference in paragraph 300 of the Amended Complaint.

RESPONSE: See attached.

10. Any and all documents that you created in your capacity as an employee of the Philadelphia Police Department in connection with the allegations in your Complaint, including without limitation, memoranda, internal complaints of retaliation, letters, reports, and all drafts thereof.

RESPONSE: None that were created by me in my capacity as an employee of the Philadelphia Police Department.

11. Any and all copies of any "Giglio/Brady list", described in paragraph 5 of the amended complaint, or documents that establish the existence of a "Giglio/Brady list" or establish that Plaintiff was placed on a "Giglio/Brady list."

RESPONSE: Attached.

12. All medical, chiropractic, therapeutic, or psychological records, progress notes, diagnoses, prognoses, or other written or electronic documents, including prescriptions and pharmacy records concerning dispensation of medication, relating to treatment Plaintiff(s) received for physical, psychological, or emotional injuries/conditions sustained as a result of the actions of Defendant.

RESPONSE: None at this time.

13. All bills, invoices, insurance liens, or other documents showing the amounts owed for any treatment Plaintiff(s) received for physical, psychological, or emotional injuries/conditions sustained as a result of the actions of Defendant.

RESPONSE: None at this time.

Respectfully submitted,

CRAIN LAW GROUP, PLLC

By: /s/ Larry L. Crain Larry L. Crain (#9040) Emily Castro (#028203) 5214 Maryland Way, Suite 402 Brentwood, TN. 37027 Tel. 615-376-2600 Fax. 615-345-6009 Email: Larry@crainlaw.legal

Counsel for the Plaintiff

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Plaintiff Kristine Amato's Responses to Defendant's Requests for Production of Documents were served on the following individuals listed below on this the 25th day of April, 2024.

Frank E. Wehr II, Esq. Attorney ID No. 318464 1515 Arch Street, 15th Floor Philadelphia, PA 19102 (215) 683-5183

Andrew Teitelman, Esq. Law Offices of Andrew Teitelman, PC 380 Red Lion Road, Suite 214 Huntingdon Valley, PA 19006

Benjamin T. Jackal Deputy City Solicitor City of Philadelphia Law Department 1515 Arch Street, 14th Floor Philadelphia, PA 19102-1595

David Smith, Esq.
Theresa E. Loscalzo, Esq.
Jenna M. Coyle, Esq.
Jack Small, Esq.
Matthew H. Davis, Esq.
Dilworth Paxson LLP
1500 Market Street, Suite 3500E
Philadelphia, PA 19102-2101

By the method(s) identified as follows:

| ☐ U.S. Mail, Postage Prepai | aid |
|-----------------------------|-----|
|-----------------------------|-----|

☐ Hand Delivery

☐ Overnight Delivery Service

区 Email

□ Facsimile

/s/ Larry L. Crain
Larry L. Crain

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CHRISTIAN FENICO, et al.

Plaintiffs,

CIVIL ACTION

v.

NO. 2:20-cv-03336-GEKP

CITY OF PHILADELPHIA,

Defendant.

DEFENDANT CITY OF PHILADELPHIA'S OBJECTIONS AND RESPONSES TO PLAINTIFF KRISTINE AMATO'S INTERROGATORIES

Defendant City of Philadelphia (the "City") objects and responds to Plaintiff Kristine Amato's Interrogatories as follows:

PRELIMINARY STATEMENT

The City has not yet completed its investigation of the facts relating to this action and has not yet completed its preparation for trial. The City reserves its right to supplement these responses pursuant to the applicable Federal Rules of Civil Procedure and Local Rules.

The City objects to Plaintiffs' definitions and instructions to the extent that they seek to impose requirements exceeding those in the applicable Federal Rules of Civil Procedure and Local Rules.

Plaintiffs have served twelve (12) sets of interrogatories, each comprised of twenty (20) separate questions, for a total of 240 interrogatories. Rule 33 of the Federal Rules of Civil Procedure provides that "a party may serve on any other party no more than 25 written ANSWER: Subject to the foregoing objections, Plaintiff Amato received notice and training regarding the PPD social media policy at roll call when the policy was first issued in 2011, and when it was updated in 2012. Copies of new and updated PPD directives are sent to each District with instructions to disseminate them to all sworn officers and ensure that they sign the training receipt form. See PHL_00013986-00013994. In addition, supervisors conduct training throughout the year on selected PPD directives at roll call.

Plaintiff Amato also received training on social media in June 2014 and on social media and professionalism in June/July 2019.

20. Please identify or describe each of the Plaintiff's off-duty Facebook posts that violated any PPD policy, directive or order and explain how it violated the policy.

OBJECTIONS: The City understands this interrogatory to be seeking information related to the 2019 Disciplinary Action. The City objects to this interrogatory as vague, confusing, ambiguous, over broad, and unduly burdensome if and to the extent it calls for information relating to any other disciplinary action. The City further objects to this interrogatory to the extent that it assumes that all Plaintiff Amato's social media posts were made while off-duty.

ANSWER: Subject to the foregoing objections, the following social media posts violated the social media policy and interfered with policing:

- 1. December 1, 2015. PHL_00000190. Racial/Ethnic Bias. Religious Bias.
- 2. March 24, 2017. PHL_00000191. Promotes Violence.

- 3. August 24, 2017. PHL_00000193-00000194. Racial/Ethnic Bias. Promotes Violence.
- 4. Unknown Date. PHL_00000182. Religious Bias.

Respectfully submitted,

/s/ David Smith

David Smith (Attorney I.D. 21480) DILWORTH PAXSON LLP 1500 Market Street, Suite 3500E Philadelphia, Pennsylvania 19102-2101 (215) 575-7062

Attorney for Defendant, *City of Philadelphia*

CERTIFICATE OF SERVICE

I, David Smith, hereby certify that a true and correct copy of Defendant City of Philadelphia's Objections and Responses to Plaintiff Kristine Amato's Interrogatories has been electronically transmitted on June 28, 2024, to the following:

Larry L. Crain, Esq. Crain Law Group 5214 Maryland Way, Suite 402 Brentwood, TN 37027 Phone: (615) 376-2600 larry@crainlaw.legal

Emily Castro, Esq. Crain Law Group 5214 Maryland Way, Suite 402 Brentwood, TN 37027 Phone: (615) 376-2600 emily@crainlaw.legal

Jonathan J. Sobel, Esq. 1500 Walnut Street Suite 2000 Philadelphia, PA 19102 Phone: (215) 735-7535 Mate89@aol.com

/s/ David Smith
David Smith